



AGENDA, TROY CITY COUNCIL
MONDAY, MARCH 4, 2019, 7:00 P.M.
COUNCIL CHAMBERS, CITY HALL

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

excuses by motion/second/roll call vote

PRESENTATION

Mayor Beamish, on behalf of Rumpke of Ohio, Inc., will make a presentation to the recipient of the Rumpke "Look Who Is Recycling" quarterly reward program

SUMMARY OF MINUTES

February 19, 2019 Meeting

motion/second/roll call vote

COMMITTEE REPORTS

CITIZEN COMMENTS ON COMMITTEE REPORTS OR AGENDA ITEMS – TWO MINUTE LIMIT

RESOLUTIONS

R-9-2019	Authorize bidding of the Curbside Recycling Program, \$400,000 each year of contract		1 st Reading
R-10-2019	Accept recommendations of the Tax Incentive Review Council, annual review of Enterprise Zones Agreements	EMERGENCY	1 st Reading
R-11-2019	Accept recommendations of the Tax Incentive Review Council, TIF	EMERGENCY	1 st Reading

ORDINANCES

O-3-2019	Rezoning of IL 10622, 44 Peters Avenue, M-2 to Industrial PD		3 rd Reading
O-4-2019	Authorize Lime Agreement with City of Dayton, Ohio		2 nd Reading
O-6-2019	Repeal and renumber Codified Ordinance sections re Firearms to comply with State Law		1 st Reading

COMMUNICATIONS/ANNOUNCEMENTS

COMMENTS: Mayor, Director of Public Service & Safety, Auditor, Director of Law, Council President

COMMENTS: Council

COMMENTS: Staff

COMMENTS: Audience

ADJOURN

NOTE: Committee meetings may take place prior to or following Council meeting

CITY OF TROY MISSION STATEMENT:

Through sound and prudent leadership, the City of Troy is committed to sustaining its continued prominence as a regional hub by providing a well-balanced community for its residents, businesses and visitors, consisting of a vibrant downtown, growing economic base, strong educational environment, and plentiful recreational opportunities strengthened by public/private cooperation and grounded in financial stability.

DISPOSITION OF ORDINANCES AND RESOLUTIONS

COUNCIL MEETING

Date of Meeting: Mar. 4, 2019

[illegible]

MINUTES OF COUNCIL

A regular session of Troy City Council was held Tuesday, February 19, 2019, at 7:00 p.m. in Council Chambers.

Members Present: Heath, Kendall, Lutz, Oda, Phillips, Severt, Schweser and Twiss.

Upon motion of Mr. Phillips, seconded by Mr. Kendall, Mr. Terwilliger was excused from this meeting by unanimous roll call vote.

Presiding Officer: Martha A. Baker President of Council

Others Present: Michael L. Beamish Mayor
Patrick E. J. Titterington Director of Public Service and Safety
Grant D. Kerber Director of Law

INVOCATION & PLEDGE OF ALLEGIANCE: An invocation was given by Council President Baker, followed by the Pledge of Allegiance.

PUBLIC HEARING: At 7:02 p.m., Mrs. Baker declared open a public hearing on Ordinance No. O-3-2019, the rezoning of IL 10622 from M-2 to an Industrial PD. There were no comments in this regard, and at 7:03 p.m. Mrs. Baker declared this public hearing closed.

MINUTES: The Clerk gave a summary of the minutes of the February 4, 2019, meeting of Troy City Council. There were no corrections or additions to these minutes. Upon motion of Mr. Heath, seconded by Mr. Schweser, these minutes were approved by unanimous roll call vote.

COMMITTEE REPORTS:

Finance Committee: Mr. Kendall, Chairman, reported as follows:

- 1) Committee recommends legislation be prepared amending the fee schedule to adjust the Cemetery Fees as recommended by the Cemetery Foreman, with the new fees to be effective April 1, 2019.
- 2) Committee supports the recommendation of the Loan Review Committee of approving a second Small Business Development Revolving Loan application of Slimline Surgical Devices dba Canyon Run Engineering Technologies in the amount of \$83,737.50. Committee supports emergency legislation so that the loan can be processed without delay so that the business can order the new equipment.

Reports signed by Schweser, Severt and Kendall.

Personnel Committee: Mr. Severt, Chairman, reported as follows:

- 1) Oral Report – Mr. Severt, Chairman reported that the terms have expired for Council's two appointees to the Community Reinvestment Area (CRA) Housing Council – Mark Douglas and Larry Smith. Both are willing to be reappointed. A motion was made by Mr. Severt, seconded by Mr. Kendall, that Council reappoint Mark Douglas and Larry Smith to the Community Reinvestment Area (CRA) Housing Council for terms retroactive to January 1, 2019 through December 31, 2021. Motion passed by unanimous roll call vote.
- 2) Regarding the Troy Reinvestment Fund (TRF), Mr. Severt, Chairman, reported that Committee met and recommended that legislation be prepared authorizing the positions of Director of Public Service and Safety and City Auditor to be appointees to the Board of Directors of the non-profit organization Troy Reinvestment Fund (TRF). To enable consideration by the IRS of the TRF's application for 501 (c)(3) tax exempt status, which will allow the Troy Reinvestment Fund to begin its non-profit activities as soon as possible, Committee supports emergency legislation.
Report signed by Kendall, Twiss and Severt.

Discussion.

-Mr. Severt then commented that since the Committee Meeting, there has been concerns regarding appointing City representatives to the TRF and Mr. Kendall has asked to comment on that.

-Mr. Kendall stated that in light of information coming to his attention post the Committee meeting, he has since learned there is no support to encumber or appropriate or otherwise expend city taxpayers' money for this proposed purpose. As such, there does not seem a need to place anyone from within the city administration on this committee. If anyone would like to independently join or become a part of an advisory non-profit, that is their personal prerogative. Mr. Kendall further commented that with this in mind, he would like to withdraw his support for this legislation and the Council may take whatever action they deem necessary.

-Mr. Phillips commented that he was out of state when the Committee meeting was held, he has reviewed the video, and has serious reservations about City involvement in these sorts of thing that has with other funds available. Mr. Phillips further commented that he supports non-profit organizations but had concerns about City funds being put into a non-profit organization with no Council oversight.

-Mr. Severt commented that he received an email from City Auditor John Frigge who expressed concern about being appointed to the TRF.

Recreation & Parks Committee: Mr. Heath, Chairman, reported as follows:

- 1) Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to execute the Treasure Island Non-Ticketed Use Agreements for two concerts at Treasure Island Park on June 29 and August 3, which has been recommended by the Troy Recreation Board and the Board of Park Commissioners. As alcohol sales will be permitted at these two concerts, approval of Council is required.
- 2) Committee recommends legislation be prepared approving the name of the event/concession area at the Miami Shores Golf Course Club House to be named "The Shoreline."

Reports signed by Oda and Heath.

Discussion. Regarding, the naming of the area at Miami Shores, Mr. Phillips stated he found the variety of names submitted by the public to be interesting.

Utilities Committee: Mr. Twiss reported as follows:

- 1) Committee recommends legislation be prepared authorizing a new intergovernmental agreement with the City of Dayton, whereby Dayton removes lime sludge residual from the lagoons at Troy's Water Treatment Plant, re-kilns the residual, and sells Troy the resultant reclaimed pebble lime. It was noted that this is done at less cost than the City contracting for the cleaning of the lime sludge lagoons and purchasing pebble lime from a vendor. The new agreement will also provide for Dayton removing additional lime residual from the lagoons to keep the levels low.
- 2) Committee recommends legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a contract for the replacement of the Programmable Logic Controllers System at the Wastewater Treatment Plant at a cost not to exceed \$170,000.

Reports signed by Lutz and Twiss.

CITIZEN COMMENTS: None.

RESOLUTION NO. R-4-2019

RESOLUTION APPROVING THE APPLICATION OF SLIMLINE SURGICAL DEVICES DBA CANYON RUN ENGINEERING TECHNOLOGIES FOR ASSISTANCE FROM THE SMALL BUSINESS DEVELOPMENT REVOLVING LOAN FUND AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

Mr. Kendall moved for suspension of rules requiring three readings. Motion seconded by Mr. Schweser.

Yes: Twiss, Kendall, Lutz, Oda, Phillips, Schweser, Heath and Severt.

No: None.

Mr. Kendall moved for adoption. Motion seconded by Mr. Heath.

Yes: Kendall, Lutz, Oda, Phillips, Schweser, Heath, Severt and Twiss.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-5-2019

RESOLUTION AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A CONTRACT FOR THE REPLACEMENT OF THE PROGRAMMABLE LOGIC CONTROLLERS (PLC) SYSTEM AT THE WASTEWATER TREATMENT PLANT

This Resolution was given first title reading.

Mr. Phillips moved for suspension of rules requiring three readings. Motion seconded by Mr. Twiss.

Yes: Lutz, Oda, Phillips, Schweser, Heath, Severt, Twiss and Kendall.

No: None.

Mr. Heath moved for adoption. Motion seconded by Mr. Phillips.

Yes: Oda, Phillips, Schweser, Heath, Severt, Twiss, Kendall and Lutz.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-6-2019

RESOLUTION NAMING THE CONCESSION/EVENT AREA AT THE MIAMI SHORES GOLF COURSE CLUBHOUSE AS "THE SHORELINE"

This Resolution was given first title reading.

Mr. Heath moved for suspension of rules requiring three readings. Motion seconded by Mr. Phillips.

Yes: Phillips, Schweser, Heath, Severt, Twiss, Kendall, Lutz and Oda.

No: None.

Mr. Heath moved for adoption. Motion seconded by Mr. Twiss.

Yes: Schweser, Health, Severt, Twiss, Kendall, Lutz, Oda and Phillips.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-7-2019

RESOLUTION ADJUSTING FEES RELATED TO VARIOUS SERVICES OF THE CITY OF TROY, OHIO

This Resolution was given first title reading.

Mr. Phillips moved for suspension of rules requiring three readings. Motion seconded by Mr. Schweser.

Yes: Health, Severt, Twiss, Kendall, Lutz, Oda, Phillips and Schweser.

No: None.

Mr. Schweser moved for adoption. Motion seconded by Mr. Heath.

Yes: Severt, Twiss, Kendall, Lutz, Oda, Phillips, Schweser and Heath.

No: None.

RESOLUTION ADOPTED

RESOLUTION NO. R-8-2019

A RESOLUTION APPOINTING THE CITY OF TROY, OHIO DIRECTOR OF PUBLIC SERVICE AND SAFETY AND CITY AUDITOR AS THE CITY OF TROY APPOINTEES TO THE BOARD OF DIRECTORS OF THE NOT-FOR-PROFIT CORPORATION TROY REINVESTMENT FUND AND DECLARING AN EMERGENCY

This Resolution was given first title reading.

Mr. Lutz moved for suspension of rules requiring three readings. Motion seconded by Mr. Phillips.

Yes: Twiss, Kendall, Lutz, Oda, Phillips, Schweser, Heath and Severt.

No: None.

Mr. Lutz moved for adoption. Motion seconded by Mr. Kendall.

Yes: Twiss.

No: Kendall, Lutz, Oda, Phillips, Schweser, Heath and Severt.

RESOLUTION FAILED ADOPTION

ORDINANCE NO. O-3-2019

AN ORDINANCE CHANGING THE ZONING OF INLOT 10622 (PARCEL NO. D08-104346) IN THE CITY OF TROY, OHIO FROM M-2, LIGHT INDUSTRIAL DISTRICT TO AN INDUSTRIAL PLANNED DEVELOPMENT (PD)

This Ordinance was given first title reading on February 4, 2019.

Given Public Hearing and second title reading.

ORDINANCE NO. O-4-2019

ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER INTO AN INTERGOVERNMENTAL AGREEMENT REGARDING THE PURCHASE OF LIME FROM THE CITY OF DAYTON, OHIO

This Ordinance was given first title reading.

ORDINANCE NO. O-5-2019

ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO EXECUTE TREASURE ISLAND NON-TICKETED USE AGREEMENTS FOR 2019 EVENTS AT TREASURE ISLAND PARK

This Ordinance was given first title reading.

Mr. Phillips moved for suspension of rules requiring three readings. Motion seconded by Mr. Heath.

Yes: Lutz, Oda, Phillips, Schweser, Heath, Severt, Twiss and Kendall.

No: None.

Mr. Kendall moved for adoption. Motion seconded by Mr. Schweser.

Yes: Oda, Phillips, Schweser, Heath, Severt, Kendall and Lutz.

No: Twiss.

ORDINANCE ADOPTED

COMMENTS OF THE DIRECTOR OF LAW: Regarding O-4-2019, Mr. Kerber commented that due to a water main break and boil advisory that the City of Dayton had been dealing with, Dayton representatives had not been able to provide final approval for the agreement, so he had suggested the City defer approval until Dayton officials had time to provide that final approval.

COMMENTS OF THE COUNCIL PRESIDENT: Regarding the Dayton water issue, Mrs. Baker asked if the City had mains under the river. Mr. Titterington stated that Troy did, and to the extent possible, with the pressure of the lines, the City monitored the condition of such lines.

COMMENTS OF MEMBERS OF COUNCIL:

-In response to Mr. Phillips, Mr. Titterington confirmed that the City also has sewer lines under the river and those lines are checked and monitored.

-Based on a weather advisory, Mr. Heath thanked City crews that may be out during the night to deal with snow and ice.

-Mr. Severt noted that he would not be attending the February 23 open forum scheduled by the three At Large members of Council as he has a family commitment.

COMMENTS OF MEMBERS OF THE AUDIENCE:

-Andy Luring, 918 Wheeler Street, thanked Council for the support of Lincoln Community Center, and asked about the current financial allocation and how that could be increased. Mr. Titterington responded that the 2019 allocation is \$25,000, which is slightly higher than the prior year, and financial requests are submitted during the budget process by the Executive Director/Board. In response to Mr. Phillips regarding City involvement over and above the \$25,000, Mr. Titterington responded that the City is responsible for outside/exterior maintenance of the center, provides grass mowing and plowing/salting the driveway and parking lot, and, as staff time may allow, helps with smaller interior maintenance project.

-Mr. Luring asked how the City interacts with the Board of Education to assure that there is a strong educational environment. Mrs. Baker commented that the Mayor and Director of Public Service and Safety communicate with school officials on a regular basis and the City's emphasis on economic development provides a stable tax basis and school funding.

There being no further business, Council adjourned at 7:35 p.m.

Clerk of Council

President of Council

REPORT OF COUNCIL AS COMMITTEE OF THE WHOLE

TO: Mrs. Baker, President of Council
FROM: Committee of the Whole
SUBJECT: Recommendation Regarding the City of Troy Signing Up for OpenCheckBook

DATE: February 28, 2019

SUMMARY: *(to be read at Council meeting)*

Council President Baker chaired a Committee of the Whole meeting on February 28, 2019 to provide a recommendation to the City Auditor regarding whether Troy should join OpenCheckbook as offered by the Office of the Ohio Treasurer. The meeting included a presentation by Lauren Bowen of the Office of the Ohio Treasurer, followed by comments and discussion with Council and elected officials.

Following a motion by Mr. Kendall to recommend to the City Auditor that the City of Troy join for the OpenCheckbook program offered by the Office of the State Treasurer, there was the following roll call vote:

Yes: Heath, Kendall, Lutz, Oda, Phillips, Schweser and Twiss No: Severt

It was noted that the recommendation of Council will not require legislation, but a report of the Committee of the Whole submitted and then voted on at the Council Meeting.

Yes:

Brock A. Heath

Thomas M. Kendall

William Lutz

Robin I. Oda

Bobby W. Phillips

John W. Schweser

William C. Twiss

No:

Todd D. Severt

DETAILED REPORT:

Council President Baker chaired a Committee of the Whole meeting on February 28, 2019 to provide a recommendation to the City Auditor regarding whether Troy should join OpenCheckbook as offered by the Office of the Ohio Treasurer. Council Members Heath, Kendall, Lutz, Oda, Phillips, Schweser, Severt, and Twiss were in attendance. Also attending were the Mayor, City Auditor, Director of Public Service and Safety, members of the City staff, and citizens. Lauren Bowen, staff member of the Office of the Ohio Treasurer provided a presentation.

Ms. Bowen noted that 1,123 governmental entities currently utilize OpenCheckbook, including cities of various sizes, school districts, libraries, townships, and counties; it is a transparency tool for local governments to provide a website for interested parties to search and view the expenditures of the individual entities; the State offers the service at no cost to the local entity; the State maintains the site; information that is deemed confidential is protected; there is no cost to the local government; and no entity that has signed up for the program has withdrawn. She commented that the expenditure information is a public record that can be obtained via a public records request, this is just an optional method for taxpayers to access information.

The City Auditor had provided Council with a listing of possible pros and cons, noting that some items listed, such as additional staff time involved or citizen questions about navigating the site, could not be addressed until or if Troy signed up for OpenCheckbook. Members of Council asked questions and expressed concerns, including the security of the site; navigating the site; how viewers may use or not understand the information posted; if there is potential that users may have questions that requires more staff time; and how the State could have easier access to financial data of the City and how that data could be used. Ms. Bowen addressed comments of members of Council based of the experience she has seen with current participants. It was noted that if the City did join, entering the OpenCheckbook website could also contain information provided by the City about contacting the City if there were questions or posting notes that may provide additional information associated with some expenditures.

Following a motion by Mr. Kendall to recommend to the City Auditor that the City of Troy join for the OpenCheckbook program offered by the Office of the State Treasurer, there was the following roll call vote:

Yes: Heath, Kendall, Lutz, Oda, Phillips, Schweser and Twiss No: Severt

It was noted that the recommendation of Council will not require legislation, but a report of the Committee of the Whole submitted and then voted on at the Council Meeting.

COMMITTEE REPORT
TROY CITY COUNCIL

TO: Mrs. Baker, President of Council
FROM: Community & Economic Development Committee
SUBJECT: ORDINANCE NO. O-3-2019, REZONING OF PARCEL D08-104346, INLOT 10622, FROM M-2, LIGHT INDUSTRIAL DISTRICT, TO AN INDUSTRIAL PD.

DATE: February 25, 2019

SUMMARY REPORT: *(to be read at Council meeting)*

This Committee met on February 25 to review the recommendation from the Troy Planning Commission that Parcel D08-104346, Inlot 10622, be rezoned from M-2, Light Industrial District, to an Industrial PD.

RECOMMENDATION: *(to be read at Council meeting)*

This Committee supports the recommendation of the Troy Planning Commission regarding this proposed rezoning and recommends that Council adopt Ordinance No. O-3-2019.

Respectfully submitted,

Thomas M. Kendall

John W. Schweser

William C. Twiss, Chairman
Community & Economic Development Committee

DETAILED REPORT:

This Committee met on February 25, 2019 to review a recommendation from the Troy Planning Commission. This meeting was also attended by the Mayor Beamish, Council President Baker, Council Members Phillips, Lutz and Oda, the Director of Public Service and Safety, the applicant, citizens, and members of the City staff.

The Planning Commission recommended approval of the rezoning of Parcel D08-104346, Inlot 10622, from M-2, Light Industrial District, to an Industrial PD. This parcel is located at 44 Peters Avenue. The owner/applicant is Jason Marko (U-Stor-It). The parcel consists of 1.117 acres and is located on the south side of Peters Avenue. A public hearing was held at Council's February 19 meeting, with no one speaking regarding the proposed rezoning.

RECOMMENDATION:

This Committee supports the recommendation of the Troy Planning Commission that Parcel D08-104346, Inlot 10622, be rezoned from M-2, Light Industrial District, to an Industrial PD, and recommends that Ordinance No O-3-2019 be approved based on the findings of the Planning Commission of:

- The proposed development is a permitted use for the current zoning designation;
- The site will conform to existing code requirements for the M-2 Light Industrial District.
- The proposed PD is needed to allow for the additional placement of a principle structure due to existing conditions on the property.

cc: Council, Mayor, Law Director, Auditor, Clerk, Director of Public Service & Safety, staff, media

COMMITTEE REPORT
TROY CITY COUNCIL

TO: Mrs. Baker, President of Council

DATE: February 25, 2019

FROM: Finance Committee

SUBJECT: BIDDING CURBSIDE REPLACEMENT PROGRAM

SUMMARY: *(to be read at Council meeting)*

This Committee met on February 25, 2019 to consider authorizing bidding for a new contract for the Curbside Replacement Program. The current contract expires in May. The recommended authorization is \$400,000 each year of the multi-year contract.

RECOMMENDATION: *(to be read at Council meeting)*

It is the recommendation of this Committee that legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a contract for a curbside recycling program at a cost not to exceed \$400,000 each year of the contract.

Respectfully submitted,

John W. Schweser

Todd D. Severt

Thomas M. Kendall, Chairman
Finance Committee

DETAILED REPORT:

This Committee met on February 25, 2019 to consider authorizing bidding for a new contract for the Curbside Replacement Program. This meeting was also attended by Mayor Beamish, Council President Baker, Council Members Heath, Oda, Lutz, Phillips, Twiss and Kendall, the Director of Public Service and Safety, citizens, and members of the City staff.

The current contract with Rumpke will expire during the month of May 2019. The 2018 annual cost for the contract was approximately \$325,000. Staff requested \$330,000 in the 2019 budget based on the prior year cost and not knowing what the new contract amount will be. Rumpke has indicated that costs may increase because of their difficulty of disposing of plastic recyclables. Should a contract be recommended that exceeds the budgeted amount, sufficient funds are available within the various fund balances, but may require a reappropriation at some point. This contract will be based on a three-year period, with two one-year renewal options. Authorization has been requested at an amount not to exceed \$400,000 each year of the contract.

RECOMMENDATION:

It is the recommendation of this Committee that legislation be prepared authorizing the Director of Public Service and Safety to advertise for bids and enter into a contract for a curbside recycling program at a cost not to exceed \$400,000 each year of the contract.

Cc: Council
Mayor, Auditor, Director of Law
Director of Public Service and Safety
Clerk
file, staff

COMMITTEE REPORT
TROY CITY COUNCIL

TO: Mrs. Baker, President of Council
FROM: Finance Committee
SUBJECT: RECOMMENDATIONS – TAX INCENTIVE REVIEW COUNCIL

DATE: February 25, 2019

SUMMARY: *(to be read at Council meeting)*

This Committee met on February 25 to review the recommendations of the Tax Incentive Review Council (TIRC) regarding the compliance status of the Troy Towne Park TIF and the four Enterprise Zone Agreements that were in place as of December 31, 2017. Such review and report is required on an annual basis. The TIRC has recommended that the TIF Agreement be continued and that the remaining five Enterprise Zone Agreements be continued as all Agreements are in full compliance.

RECOMMENDATION: *(to be read at Council meeting)*

This Committee recommends that legislation be prepared accepting the recommendation of the TIRC:

-That the four current Enterprise Zone Agreements be continued as they are in full compliance.

-That the Troy Towne Park TIF be continued.

In that the City must file an annual report with the Ohio Development Services Agency by the end of March regarding the continuance of the Agreements and the TIF, we support emergency legislation.

Respectfully submitted,

John W. Schweser

Todd D. Severt

Thomas M. Kendall, Chairman
Finance Committee

DETAILED REPORT:

This Committee met on February 25, 2019 to review the recommendations of the Tax Incentive Review Council (TIRC) regarding the compliance status of the Troy Towne Park TIF and the four Enterprise Zone Agreements that were in place as of December 31, 2018. This meeting was also attended by Mayor Beamish, Council President Baker, Council Members Heath, Oda, Lutz, Phillips, Twiss and Kendall, the Director of Public Service and Safety, citizens, and members of the City staff.

On an annual basis, the TIRC is required to meet, review the current Enterprise Zone Agreements, and provide a recommendation to Council. As set forth in the ORC, the TIRC shall "after taking into consideration any fluctuations in the business cycle unique to the owner's business, and, on the basis of such determinations, submit to the legislative authority written recommendations for continuation, modification, or cancellation of the agreement". The recommendations of the TIRC are summarized below:

-That the Troy Towne Park TIF be continued.

-That the four Enterprise Zone Agreements were found to be in full compliance and recommended for continuance. All Agreements actually exceed the employment commitments. These Agreements are:

EZ #33	ConAgra Foods Packaged Foods, LLC, 2010 Agreement
EZ #34	ConAgra Foods Packaged Foods, LLC, 2012 Agreement
EZ #35	Clopay Building Products Company, Inc., 2015 Agreement
EZ #36	Arc Abrasives, Inc., 2015 Agreement

EZ Agreement # 37 with ConAgra was just approved by Council in December, 2018, approved by the Board of County Commissioners in January of 2019, and was not part of this review.

The City is required to file annual reports regarding the status of the Enterprise Zone Agreements and the TIF with the Ohio Development Services Agency by the end of March.

RECOMMENDATION:

This Committee recommends that legislation be prepared accepting the recommendation of the TIRC:

- That the four current Enterprise Zone Agreements be continued as they are in full compliance.

- That the Troy Towne Park TIF be continued.

In that the City must file an annual report with the Ohio Development Services Agency by the end of March regarding the continuance of the Agreements and the TIF, we support emergency legislation.

COMMITTEE REPORT
TROY CITY COUNCIL

TO: Mrs. Baker, President of Council

DATE: February 19, 2019

FROM: Law & Ordinance Committee

SUBJECT: AMENDING CODIFIED ORDINANCES TO COMPLY WITH HB 228 REGARDING FIREARMS

SUMMARY: *(to be read at Council meeting)*

This Committee met on February 19 to review amending local Ordinances to be in compliance with new State laws regarding firearms. The Director of Law recommended that Troy's Ordinance should be amended to eliminate the possibility that the City has laws that differ from the State laws while providing that the City of Troy will still be able to enforce State laws that pertain to firearm regulations.

RECOMMENDATION: *(to be read at Council meeting)*

It is the recommendation of this Committee that legislation be prepared amending local Ordinances to be in compliance with new State laws regarding Firearms.

Respectfully submitted,

Bobby W. Phillips

Todd D. Severt

John W. Schweser, Chairman
Law & Ordinance Committee

DETAILED REPORT

This Committee met on February 19, 2019 to review amending local Ordinances to be in compliance with new State laws regarding firearms. This meeting was also attended by Mayor Beamish, Council Members Kendall and Oda, the Director of Law, the Director of Public Service and Safety, and members of the City staff.

The Director of Law advised that the Ohio Legislature recently enacted HB 228, regarding firearms, which prohibits municipal corporation gun regulations in conflict with State regulations. Troy's Codified Ordinances mirror the State law provisions; however, the State regulations could be amended in the future with the result that Troy's Ordinances would be in conflict with the State law. House Bill 228 provides a cause of action for an individual to sue a City if the City's laws conflict with State laws. Mr. Kerber recommended that Troy's Ordinance should be amended to eliminate the possibility that the City has laws that differ from the State laws while providing that the City of Troy will still be able to enforce State laws that pertain to firearm regulations.

RECOMMENDATION:

It is the recommendation of this Committee that legislation be prepared amending local Ordinances to be in compliance with new State laws regarding Firearms.

cc: Mayor, Council, Mr. Kerber, Mr. Frigge, Mr. Titterington, Clerk
file, media

STATUS REPORT
TROY CITY COUNCIL

TO: Mrs. Baker, President of Council
FROM: Streets & Sidewalks Committee
SUBJECT: STATUS REPORT – DOWNTOWN PARKING

DATE: February 25, 2019

SUMMARY REPORT: *(To be read at Council Meeting)*

As a status report regarding downtown parking and the current moratorium on time-limit parking fees and fines, this Committee met on February 25 to hear a report/recommendations from an independent consultant who analyzed the data collected by the City regarding uses of the parking spaces during a portion of the moratorium. After considerable discussion, it is recognized that there is not a single parking plan that will satisfy everyone as the needs of downtown businesses, customers and residents differ. The members of this Committee also have individual suggestions, outlined below. This Committee will establish another meeting on this subject following the receipt of additional information from staff and discussion with Troy Main Street, Inc.

Respectfully submitted,

Brock A. Heath

William Lutz

Bobby W. Phillips, Chairman

DETAILED REPORT:

This Committee met on February 25, 2019 to hear a report of a consultant related to downtown parking. The meeting was also attended by Mayor Beamish, Council President Baker, Council Members Oda, Twiss, Kendall, Schweser and Twiss, the Director of Public Service and Safety, citizens, and members of the City staff.

Council established a moratorium on time-limit related parking fees and fines commencing November 15, 2018 through March 31, 2019, so that staff could review parking in the downtown area. The City authorized an independent consultant to review the data and provide recommendations. On February 22, Council received the consultant's report. The consultant made a presentation at the February 25 meeting. The President of Troy Main Street, Inc. (TMS) indicated that TMS would support Council's recommendation. Nine persons spoke in this regard who are either downtown residents, business owners, work in the downtown, or are downtown customers. From the comments made, we concur that there is no one solution to parking that will please everyone.

This committee will hold an additional meeting after some information is provided by staff (including where there are side street businesses that do not have off-street parking for customers) and discussion with TMS. In the interim, the Committee Members support:

Mr. Heath:

-Have all downtown parking (on street and lots) as free and open, but provide a few 15 and 30 minute parking spaces in the Quadrants and other identified hot spots where persons need to park for a very short period.

Mr. Lutz:

-Create 2 hour maximum parking zones around the four Quadrants of the Public Square and the Courthouse, 0-99 addresses of East Main Street and West Main Street, Short Street on the east side only, and the 200 block of West Water Street only on the south side only.
-All other parking areas unlimited.

Mr. Phillips:

-Create 2 hour maximum parking zones around the downtown circle and the Courthouse.
-Create 4 hour maximum parking zones for the remainder of the spaces on Main Street and Market Street.
-Implement a "Continuous Block" rule that prohibits space hopping in any of the 2 or hour maximum zones by considering any space in these zones to be a continuation of the time limit.
-Parking lots to have unlimited parking, as he is not hearing any support for a placard program.
-Look at businesses on the side streets or a portion of those streets in the 2 hour limited area to determine if some other limit is needed to best serve those businesses.

cc: Council, Mayor, Director of Law, Auditor, Director of Public Service and Safety, Clerk, staff, file

RESOLUTION No. R-9-2019

Dayton Legal Blank, Inc.

**RESOLUTION AUTHORIZING THE DIRECTOR OF
PUBLIC SERVICE AND SAFETY OF THE CITY OF TROY,
OHIO TO ADVERTISE FOR BIDS AND ENTER INTO A
CONTRACT FOR THE CURBSIDE RECYCLING
PROGRAM**

WHEREAS, it is necessary to advertise for bids for the curbside recycling program for the City of Troy,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Troy, as follows:

SECTION I: That the Director of Public Service and Safety of the City of Troy, Ohio is hereby authorized to advertise for bids and enter into a contract for the Curbside Recycling Program for the City of Troy, Ohio, for a three-year period with up to two one-year mutually agreed upon extensions, in accordance with the specifications now on file in the Office of the Director of Public Service and Safety, at a cost not to exceed Four Hundred Thousand Dollars (\$400,000.00) per year for each year of the contract.

SECTION II: That this Resolution shall be effective at the earliest date allowed by law.

Adopted: _____

President of Council

Approved: _____

Attest: _____

Clerk of Council

Mayor

RESOLUTION No. R-10-2019

Dayton Legal Blank, Inc.

**RESOLUTION ACCEPTING THE RECOMMENDATIONS
OF THE TAX INCENTIVE REVIEW COUNCIL AND
DECLARING AN EMERGENCY**

WHEREAS, Ohio Revised Code Section 5709.61 through 5709.69 have authorized counties, with the consent and agreement of affected municipalities therein, to designate an Enterprise Zone and to execute agreements with certain enterprises for the purpose of establishing, expanding, renovating or occupying facilities and hiring new employees and preserving jobs within said zones in exchange for specified local tax incentives granted by the county, and

WHEREAS, on August 19, 1994, the Director of the Ohio Department of Development certified the petition of Miami County and the City of Troy as Enterprise Zone No. 279C and certified an amendment to the Enterprise Zone on December 20, 1996; and

WHEREAS, in accordance with ORC Section 5709.85 the duly appointed Tax Incentive Review Council met on February 20, 2019; and

WHEREAS, the Tax Incentive Review Council submits for City Council consideration their review of each of the Enterprise Zone Agreements,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Troy, as follows:

SECTION I: That the Council of the City of Troy, Ohio, hereby accepts the recommendation of the Tax Incentive Review Council dated February 20, 2019, attached hereto as Exhibit A, that all current Enterprise Zone Agreements be continued.

SECTION II: That this Resolution is an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Troy, Ohio, and for the further reason that the City must file an annual report of the status of the Enterprise Zone Agreements with the Ohio Development Services Agency by the end of March, **NOW WHEREFORE** this Resolution shall be effective immediately upon its adoption and approval by the Mayor.

Adopted: _____

President of Council

Approved: _____

Attest: _____

Clerk of Council

Mayor

Exhibit A

Tax Incentive Review Council
Enterprise Zone Agreements
Summary and Review Recommendations
February 20, 2019

Arc Abrasives, Inc. – EZA # 36 (2015 agreement)

In compliance with all pledges. The TIRC recommended continuation of the agreement.

Clopay Building Products, Inc. – EZA # 35 (2015 agreement)

In compliance with all pledges. The TIRC recommended continuation of the agreement.

ConAgra Foods Packaged Foods, LLC – EZA # 33 (2010 agreement)

In compliance with all pledges. The TIRC recommended continuation of the agreement.

ConAgra Foods Packaged Foods, LLC – EZA # 34 (2012 agreement)

In compliance with all pledges. The TIRC recommended continuation of the agreement.

Respectfully Submitted

City of Troy Tax Incentive Review Council

RESOLUTION No. R-11-2019

Dartem Legal Blank, Inc.

**RESOLUTION ACCEPTING THE RECOMMENDATION OF
THE TAX INCENTIVE REVIEW COUNCIL FOR THE TROY
TOWNE PARK TIF AND DECLARING AN EMERGENCY**

WHEREAS, the City of Troy by Ordinance No. O-46-03 created the Troy Towne Park Tax Increment Financing (TIF) program in accordance with Ohio Revised Code Section 5709.40 *et seq.*, and

WHEREAS, in accordance with ORC Section 5709.85 the duly appointed Tax Incentive Review Council met for its annual review on February 20, 2019; and

WHEREAS, the Tax Incentive Review Council recommended continuation of the Troy Towne Park TIF.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Troy, as follows:

SECTION I: That the Council of the City of Troy, Ohio, hereby accepts the recommendation of the Tax Incentive Review Council dated February 20, 2019, for the continuation of the Troy Towne Park TIF.

SECTION II: That this Resolution is an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City of Troy, Ohio, and for the further reason that the City must file an annual report of the status of the Troy Towne Park TIF with the Ohio Development Services Agency by the end of March, NOW WHEREFORE this Resolution shall be effective immediately upon its adoption and approval by the Mayor.

Adopted: _____

President of Council

Approved: _____

Attest: _____

Clerk of Council

Mayor

ORDINANCE No. O-3-2019

Dayton Legal Black, Inc.

AN ORDINANCE CHANGING THE ZONING OF INLOT 10622 (PARCEL NO. D08-104346) IN THE CITY OF TROY, OHIO FROM M-2, LIGHT INDUSTRIAL DISTRICT TO AN INDUSTRIAL PLANNED DEVELOPMENT (PD)

WHEREAS, a request for zoning change was presented to the Planning Commission of the City of Troy, Ohio, to rezone Inlot 10622 (Parcel No. D08-104346), located at 44 Peters Avenue in the City of Troy, and

WHEREAS, the Planning Commission of the City of Troy, Ohio, has reviewed the plan and recommended approval, and

WHEREAS, at least thirty days notice of the public hearing of said change has been provided in a newspaper of general circulation,

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Troy, Ohio as follows:

SECTION I: That the zoning of Inlot 10622 (Parcel No. D08-104346), located at 44 Peters Avenue in the City of Troy, Ohio be changed from M-2, Light Industrial District to an Industrial Planned Development (PD).

SECTION II: That this Ordinance shall be effective at the earliest date allowed by law.

Adopted: _____
President of Council

Approved: _____

Attest: _____
Clerk of Council Mayor



MEMORANDUM

TO: Mrs. Baker, President, Troy City Council

FROM: Sue Knight, for the Troy Planning Commission

DATE: January 9, 2019

SUBJECT: REPORT OF THE PLANNING COMMISSION ON THE REZONING OF PARCEL D08-104346, INLOT 10622, LOCATED AT 44 PETERS AVENUE, FROM M-2, LIGHT INDUSTRIAL DISTRICT, TO AN INDUSTRIAL PLANNED DEVELOPMENT (PD)

On January 9, the Troy Planning Commission considered the rezoning of Parcel D08-104346, Inlot 10622, from M-2, Light Industrial District, to an Industrial PD. This parcel is located at 44 Peters Avenue. The owner/applicant is Jason Marko (U-Stor-It). The parcel consists of 1.117 acres and is located on the south side of Peters Avenue.

The applicant's intention is to construct a second separate building of self-storage units. The established zoning on this property is M-2 Light Industrial District. There is one structure on the property built in 2016. As the Zoning Code does not permit two principle structures on a lot under a standard M-2 zoning, the owner has applied for an Industrial PD zoning, which would allow the additional structure. All other requirements of the M-2 zoning would continue.

The surrounding area contains a mix of developed properties, Residential to the northwest, Commercial to the east and south, and Industrial uses to the west.

The Planning Commission determined not to hold a public hearing on this rezoning application.

By unanimous vote, the Troy Planning Commission recommends to Troy City Council that Parcel D08-104346, Inlot 10622, be rezoned from M-2, Light Industrial District, to an Industrial PD, based on the findings of staff that:

- The proposed development is a permitted use for the current zoning designation;
- The site will conform to existing code requirements for the M-2 Light Industrial District.
- The proposed PD is needed to allow for the additional placement of a principle structure due to existing conditions on the property.

Attached is a copy of the information reviewed by the Commission. This request is forwarded herewith to Council for consideration.

The Public Hearing before Council has been set for the February 19 meeting of Council.

encl.



TO:	Troy Planning Commission
FROM:	Planning Staff
DATE:	January 9, 2019
SUBJECT:	Rezoning Request – 44 Peters Rd, M-2 Light Industrial District to a Planned Development
OWNER:	Jason Marko
APPLICANT:	Jason Marko (U-Stor-It)

DISCUSSION:

Property and business owner Jason Marko, requests a zoning amendment for a Planned Development on 44 Peters Road (Parcel D08-104346), which consists of 1.117 acres and located on the south side of Peters Road. The applicant's intention is to construct a second separate building of self-storage units. A map and site plan depicting the proposed layout of the property has been attached to this report.

The established zoning on this property is M-2 Light Industrial District. The property currently has one structure on the property built in 2016. The surrounding area contains a mix of developed properties, Residential to the northwest, Commercial to the east and south, and Industrial uses to the west.

PROPOSAL:

Layout: The layout includes the current existing building measuring 5,200 square feet of gross floor area located to the north portion of the property. The proposed development contains a new 30 ft. by 220 ft. building, for a total of 6,600 square feet, with vehicular access around the proposed building and additional paved area for outdoor storage to the south. There will be a green space in the south west portion maintained for drainage and additional landscaping along the east and south property lines shown in Exhibit D-4.

Uses: The proposed use for the Planned Development will be for a self-storage facility with outdoor storage as permitted in the M-2 zoning district. Other uses may be allowed as permitted in the M-2 Light Industrial zoning district.

Parking: The development contains 3 parking spaces. The parking area currently has one driveway access onto Peters Road. The proposed parking area meets the zoning code requirements for the number of parking spaces.

Parks & Recreation Facilities: This planned development does not propose any common open space or recreational facilities.

Traffic: The developer provided that at other currently owned storage facilities that only 1-2 vehicles per week access the sites. Higher usage would generally be one per day.

Utilities: This development will be served by existing City water and sewer lines. The plan seeks to mitigate storm water control by utilizing the existing storm sewer system on the property by installing a new section of storm sewer line.

Since the project is disturbing less than an acre there is no requirement for a detention basin.

Protective Covenants: Given this site is currently being used for the same use. The applicant doesn't have a need for any extra covenants or restrictions on the property. There are existing easements for the sewer and storm water utilities located on the property. Please see Exhibit D-6 for discussion of covenants, grants, easements and restrictions.

Modifications: There are no needed modifications from the Zoning code requirements for this development outside of the proposed two principle buildings on the lot.

Comprehensive Plan Compliance: The Troy Comprehensive Plan indicates the proposed area to be developed as commercial and industrial use according to the Future Land Use Map. The property is currently used as an industrial use and this expansion would be in compliance with the comprehensive plan.

GENERAL PLANS STANDARDS:

Section 1145.16 of the Zoning Code requires that Planning Commission review the proposed General Plan and may recommend the General Plan to City Council if it determines that the plan satisfies, at a minimum, all of the following criteria:

- (1) The General Plan should follow to the maximum extent practicable the Comprehensive Plan for the City, taking into account current facts and circumstances; **The Troy Comprehensive Plan states as an economic development goal to capture the ability for local businesses to expand. The Comprehensive plan has the area as existing industrial and commercial use.**
- (2) An exemption to conventional zoning is justified because the Comprehensive Plan for the City can be more faithfully and reliably implemented by the use of PD zoning; **The exemption to conventional zoning is justified. The Comprehensive plan promotes industrial development. The proposed PD will allow the expansion of an existing use and use of the remaining property.**
- (3) The General Plan is compatible with the location, topographic and other characteristics of the site and will bear a beneficial relationship with surrounding land uses in terms of noise, smoke, dust, debris, or other nuisances; **The Plan is compatible with these characteristics.**
- (4) The General Plan is carefully designed to support surrounding streets, utilities and other public improvements; **The Plan is designed to have minimal impact on the surrounding streets and utilities.**
- (5) The General Plan represents an efficient and economic use of the land in view of the community's need for a balance of land uses; **The property is currently utilized as an industrial property, for the permitted use of self-storage units. The expansion of an existing use is in keeping with the ordinance and Comprehensive Plan.**
- (6) All public streets, utilities and services necessary to carry out the General Plan are available to the site, or will be extended or

- improved by the developer and/or City in time to permit the development to be properly served; **The infrastructure is currently on-site and will be maintained by existing easements.**
- (7) Exception from conventional zoning is warranted by design goals or other criteria and/or the need to provide a variety of development opportunities within the community; **An exemption is warranted from regular zoning. The PD proposes to provide the ability to expand the current permitted uses, while maintaining clear access to the utility infrastructure on the property.**
 - (8) The design of the development protects natural assets such as streams, wood lots, steep terrain, and other critical environments in the City; **Not applicable in this request.**
 - (9) Taken as a whole the development of the proposed PD will have a positive effect on the health, safety, and general welfare of the City; **The proposed PD will allow the continued use to be expanded and should have no negative impact on the health, safety or welfare of the City.**
 - (10) The General Plan appears capable of being implemented by a Final Development Plan which meets all requirements of this Section. **The General Plan is capable of implementation by a Final Development Plan.**

ZONING CODE:

In reviewing a rezoning proposal, Section 1139.07 outlines the criteria on which to base decisions:

(A) Whether the change in classification would be consistent with the intent and purpose of this Zoning Code.

The rezoning would be consistent with the following sections of the Zoning Code:

1131.02 (e) "To separate incompatible land uses and cluster compatible and mutually supportive land uses."

1131.02 (g) "To provide for creatively designed single-use and mixed-use Planned Developments, and to preserve their character and vitality through ongoing regulatory supervision."

1131.02 (k) "To facilitate the efficient and economical development and use of land and public facilities."

1131.02 (q) "To promote the economic vitality of business and industry."

(B) Whether the proposed amendment is made necessary because of changed or changing conditions in the area affected, and, if so, the nature of such changed or changing conditions.

No changes in the area have created this rezoning request.

(C) Whether the uses that would be permitted on the property if it were reclassified would be compatible with the uses permitted on other property in the immediate vicinity.

The proposed use of the property is compatible with the other uses in the immediate vicinity. The proposed use is the current and permitted use on the property.

(D) Whether adequate utility, sewer, and water facilities, and all other needed public services exist or can be provided to serve the uses that would be permitted on a property if it were reclassified.

The proposed PD is currently served by City water and sewer. All other public services can be provided with the proposed rezoning.

(E) The amount of vacant land that currently has the same zoning classification as is proposed for the subject property, particularly in the vicinity of the subject property, and any special circumstances, in any, that make a substantial part of such vacant land unavailable for development.

The property is surrounded by various developed property uses. This property does have existing storm water and sanitary sewer utility lines running through portions of the property which is the reason for the proposed PD.

(F) Whether the proposed amendment would correct an error in the application of this Zoning Code as applied to the subject property.

Not applicable in this request.

Staff is not recommending a Public Hearing at this time for Planning Commission.

RECOMMENDATION:

It is recommended that Planning Commission consider a formal positive recommendation to the City Council regarding the proposed General Plan, based upon the following:

- The proposed development is a permitted use for the current zoning designation;
- The site will conform to existing code requirements for the M-2 Light Industrial District.
- The proposed PD is needed to allow for the additional placement of a principle structure due to existing conditions on the property.

Scheduled Planning Commission Meeting
(Held every 2nd and 4th Wednesday of the month at 3:30 p.m.)

Date Requested: _____
Applicant(s) scheduled on the agenda will be notified

Office Use Only

Date Filed 1/2/2019
Accepted by Clark/KW.
Filing Fee Pd. \$500.00
Receipt # _____

APPLICATION IS DUE TWO (2) WEEKS PRIOR TO MEETING

**APPLICATION FOR A PLANNED DEVELOPMENT
CITY OF TROY PLANNING COMMISSION**

(MUST BE TYPED OR PRINTED LEGIBLY IN BLUE INK)

(READ SECTION 1145 OF THE ZONING CODE BEFORE COMPLETING APPLICATION)

An application for a Planned Development located at 44 Peters Ave.
(Street Address)

being lot number(s) D08-104346
(Parcel Identification Number)

OWNER

APPLICANT

Name Jason Marko
Address 620 W. Market St
City Troy
State OH
Zip Code 45373
Phone No. 937-689-1916
Fax No. _____
Email nosibs@aol.com

Name Jason Marko
Address 620 W. Market St
City Troy
State OH
Zip Code 45373
Phone No. 937-689-1916
Fax No. _____
Email nosibs@aol.com

The applicant is the owner of the property, which is subject to this application.
(State the interest of the applicant)

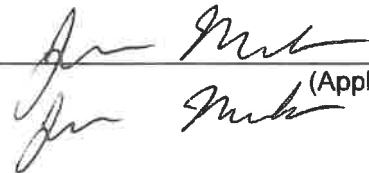
PLEASE PROVIDE THE FOLLOWING:

1. Documentary evidence that establishes the legal or beneficial nature of the applicant's interest in the tract or parcel(s) and in the proposed planned development: Attach as **EXHIBIT "A"**.
2. The legal description of the land proposed to be reclassified: Attach as **EXHIBIT "B"**.
3. Written description identifying the principal types of uses to be included in the planned development: Attach as **EXHIBIT "C"**.
4. A site plan prepared by a registered engineer, surveyor or architect in duplicate drawn to such scale as to clearly show:
 - a. The actual dimensions of the subject property according to the recorded plat of such property, lot numbers, it's present zoning classification, existing and proposed uses: Attach as **EXHIBIT "D-1"**.
 - b. The location and arrangement of proposed buildings and structure, the proposed traffic circulation pattern within the planned development, the location and width of all proposed streets and public ways, the areas to be developed for parking, the points of ingress and egress, including access streets where required, the relationship of abutting land uses and zoning districts, the location of public of common

open space, if any, including parks, playgrounds, school sites, and recreational facilities: Attach as **EXHIBIT "D-2"**.

- c. Statement indicating the intensity of land use to be allocated to all parts of the area to be developed; including the use, approximate height, bulk, and gross floor area of buildings and other structures, and the percentage of the site which is to be occupied by buildings and structures; Attach as **EXHIBIT "D-3"**.
 - d. Sketches or renderings of the proposed buildings, structures and landscaping to properly describe the proposed project: Attach as **EXHIBIT "D-4"**.
 - e. Statement describing the provisions to be made for the care and maintenance of common open space or recreational facilities, proposed articles of incorporation and by-laws of the responsible entity: Attach as **EXHIBIT "D-5"**.
 - f. Statement describing in detail the substance of covenants, grants or easements or other restrictions to be imposed upon the use of land, buildings and structures, including easements for public utilities: Attach as **EXHIBIT "D-6"**.
 - g. Statement setting forth in detail all modifications required in the regulations otherwise applicable to the subject property: Attach as **EXHIBIT "D-7"**.
5. The present zoning classification of all surrounding lands located within two hundred fifty (25) feet of the land proposed to be reclassified: Attach as **EXHIBIT "E"**.
 6. The names and addresses, and lot number of the owners of property within a radius of two hundred fifty (250) feet from the parcel or parcels of land proposed to be reclassified: Attach as **EXHIBIT "F"**.
 7. Two (2) sets of mailing labels of property owners, & fifteen (15) complete sets of information no larger than 11"x17".

I HEREBY DEPOSE AND SAY THAT THE ABOVE STATEMENTS AND THE STATEMENTS CONTAINED IN ALL THE EXHIBITS PREPARED BY ME AND TRANSMITTED HERewith ARE TRUE.


(Applicant Signature)

Subscribed and sworn to before me this 20th day of JANUARY, 2019

My Commission Expires April 17, 2022
(Month/Date/Year)



JAMES A. DANDO, Notary Public
In and for the State of Ohio
My Commission Expires April 17, 2022
Recorded in Miami County


(Notary Public)

REQUIRED DOCUMENTS:

<i>RW</i>	EXHIBIT A	Nature of applicant interest
<i>RW</i>	EXHIBIT B	Legal Description of land
<i>RW</i>	EXHIBIT C	Written description principal uses
<i>RW</i>	EXHIBIT D-1	Dimensions
<i>RW</i>	EXHIBIT D-2	Location/arrangement of buildings & structures
<i>RW</i>	EXHIBIT D-3	Intensity of Land Use
<i>RW</i>	EXHIBIT D-4	Sketches property describing proposed buildings
<i>RW</i>	EXHIBIT D-5	Description of maintenance of open space or recreational facilities
<i>RW</i>	EXHIBIT D-6	Description of covenants, grants, easements or other restrictions
<i>RW</i>	EXHIBIT D-7	Modifications of regulations
<i>RW</i>	EXHIBIT E	Zoning classification of parcels within 250 feet of parcel
<i>RW</i>	EXHIBIT F	Property owners list within 250 feet of parcel
<i>RW</i>	Labels	Two (2) Sets of Mailing Labels of Property Owners
<i>By Jan</i>	Copies	Fifteen (15) Complete Sets in a reproducible format 11"x17"
<i>RW</i>	Filing Fee	Check issued to City of Troy for \$500.00

Additional Documentation (List):

PLANNING COMMISSION DISPOSITION:

_____ PUBLIC HEARING DATE

_____ RECOMMENDATION TO CITY COUNCIL

CITY COUNCIL DISPOSITION:

1 st Reading: _____	2 nd : _____	3 rd : _____	PUBLIC HEARING DATE
_____			COUNCIL COMMITTEE RECOMMENDATION
Approved: _____	Denied: _____	CITY COUNCIL ACTION	
Ordinance Number: _____			
Effective Date: _____			

U-STOR-IT^{LLC}

PLANNING AND DEVELOPMENT 2019

**44 PETERS AVENUE
TROY, OH 45373**

EXHIBIT A

I would like to construct a second storage facility behind the current building at 44 Peters Avenue. Due to existing storm water and sanitary lines the addition cannot be attached to the existing structure, therefore it must be a stand alone building.

I would like approval to exempt the requirement that building be connected by a breezeway. The installation of a breezeway would be aesthetically awkward, may cause delays in accessibility of the public utilities.

EXHIBIT B

Situated in the City of Troy, Miami County, Ohio and being more particularly described as Inlot 10622 City of Troy.

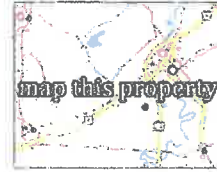
Data For Parcel D08-104346

[Print](#) [Email](#) [Property Card](#) [Comparables](#)

[Base](#) [Land Valuation](#) [Sales](#) [Sketch](#) [Tax](#) [Improvements](#) [Additions](#) [Residential](#) [Agricultural](#) [Commercial](#) [Commer](#)

Base Data

Parcel: D08-104346
Owner: MARKO JASON GREGORY
Address: 44 PETERS AVE



Tax Mailing Address

Tax Mailing Name: MARKO JASON GREGORY
Address: 44 PETERS AVE
City State Zip: TROY OH 45373

Owner Address

Owner Name: MARKO JASON GREGORY
Address: PETERS AVE
City State Zip: TROY OH 45373

Geographic

City: TROY
Township: CONCORD
School District: TROY CSD

Legal

Legal Acres:	1.117	Homestead Reduction:	NO
Legal Description:	IN LOT 10622	2.5% Reduction:	NO
Land Use:	480 - COMMERCIAL WAREHOUSES	Foreclosure:	NA
Neighborhood:	01400	Board of Revision:	NO
Number Of Cards:	1	New Construction:	NA
Annual Tax (Does not include delinquencies.):	\$2,039.09	Divided Property:	NA
Map Number:	050628.4-03-005-00	Routing Number:	050628.4-03-005-00

Photos



EXHIBIT B

EXHIBIT C

The property is to be used for storage rentals. Consisting of two buildings.

Existing Building

- one area open warehouse storage (48x50)
- one area of individual garage storage (30x60)

Proposed building

- one building of individual garage storage (30x220)

Future fencing to be in compliance with fence code.

PROPOSED - ADDITIONAL STORAGE FACILITY

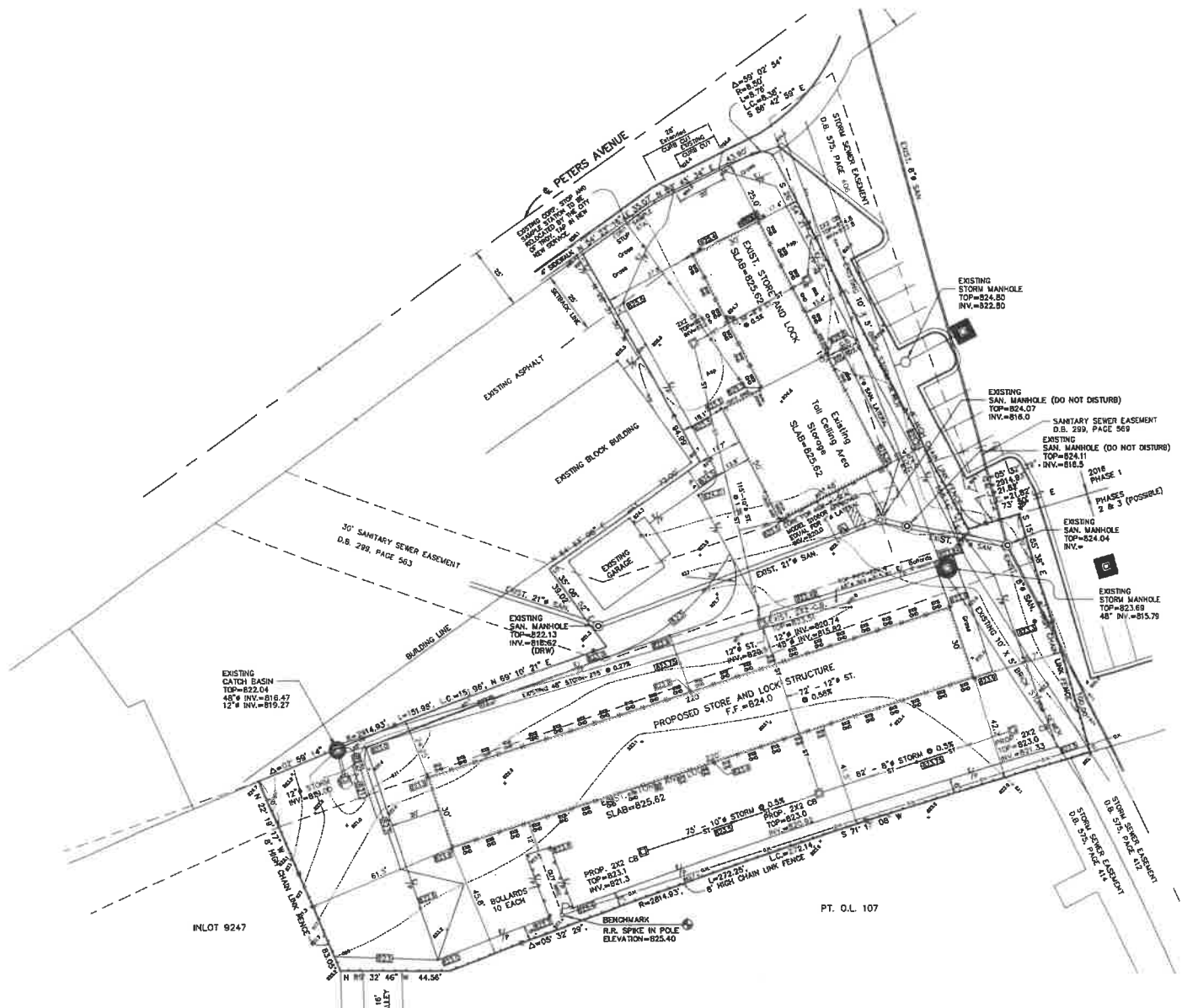


EXHIBIT D-2

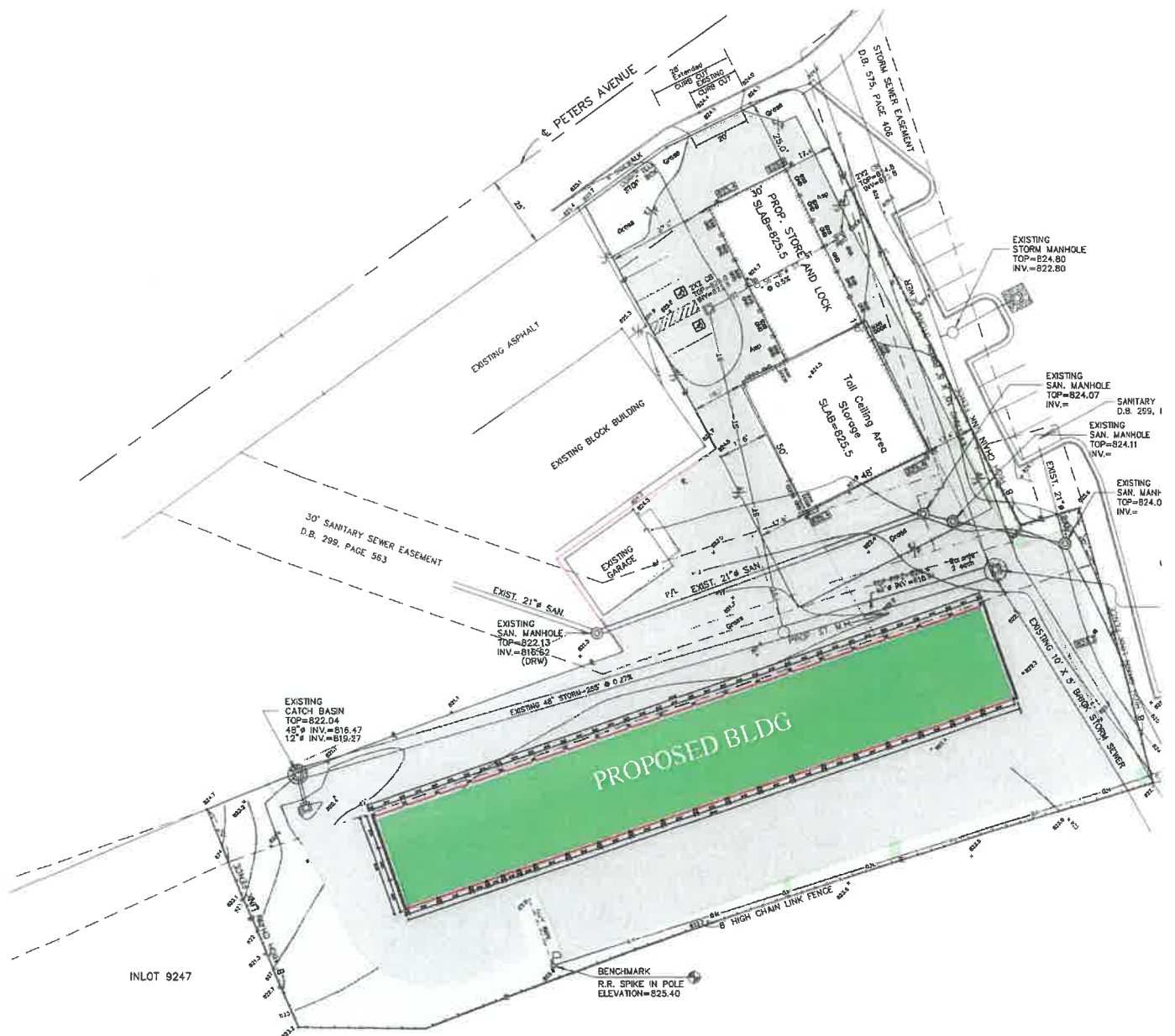


EXHIBIT D-3

Based on previous traffic volume at existing locations intensity of use is expected to be 1-2 vehicular visits per week. With the possibly exception of one daily.

The proposed building exterior dimensions are 30ft x 220ft (appx 6500sq ft) with a eave height of 9 ft and a peak of 10-12ft.

Approximately 22% of land will be occupied by structures.

EXHIBIT D-4

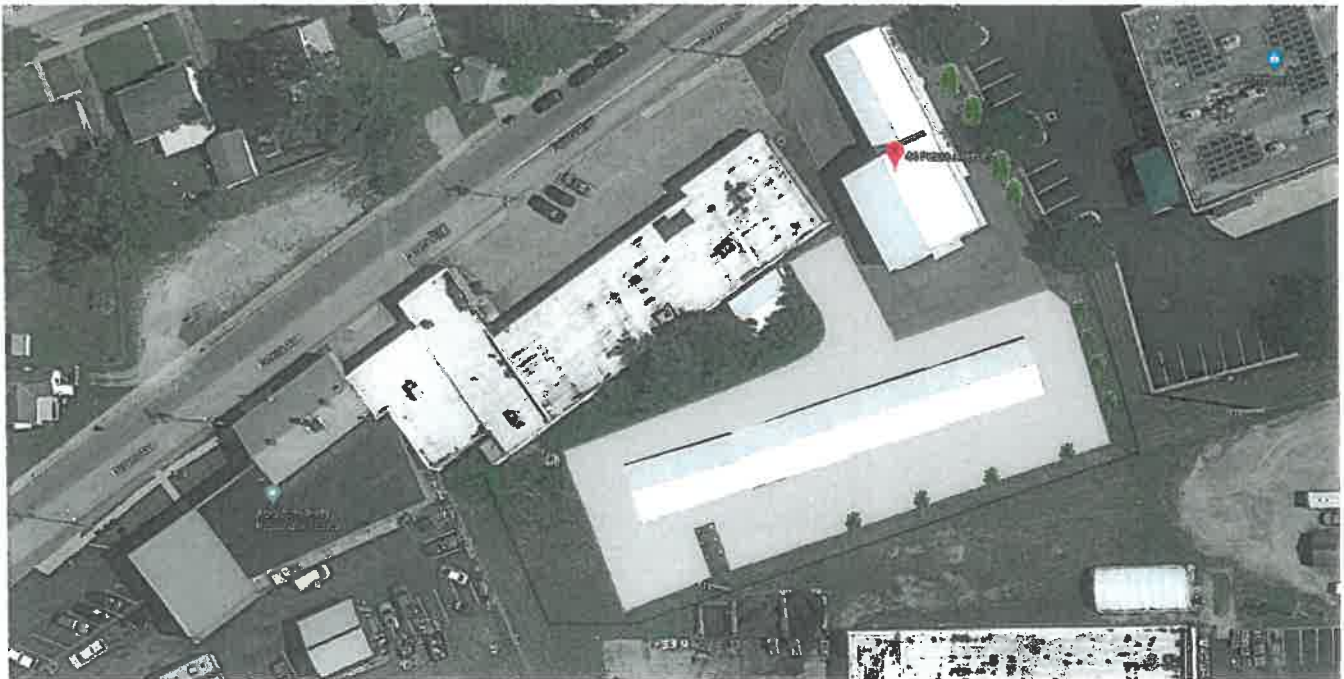


EXHIBIT D-5

Property is to be maintained on weekly- bi monthly basis. Including mowing, debris removal and cleanup and snow clearing as necessary. No items will be allowed to be stored outside of units, with exception of designated areas for outdoor storage.

EXHIBIT D-6

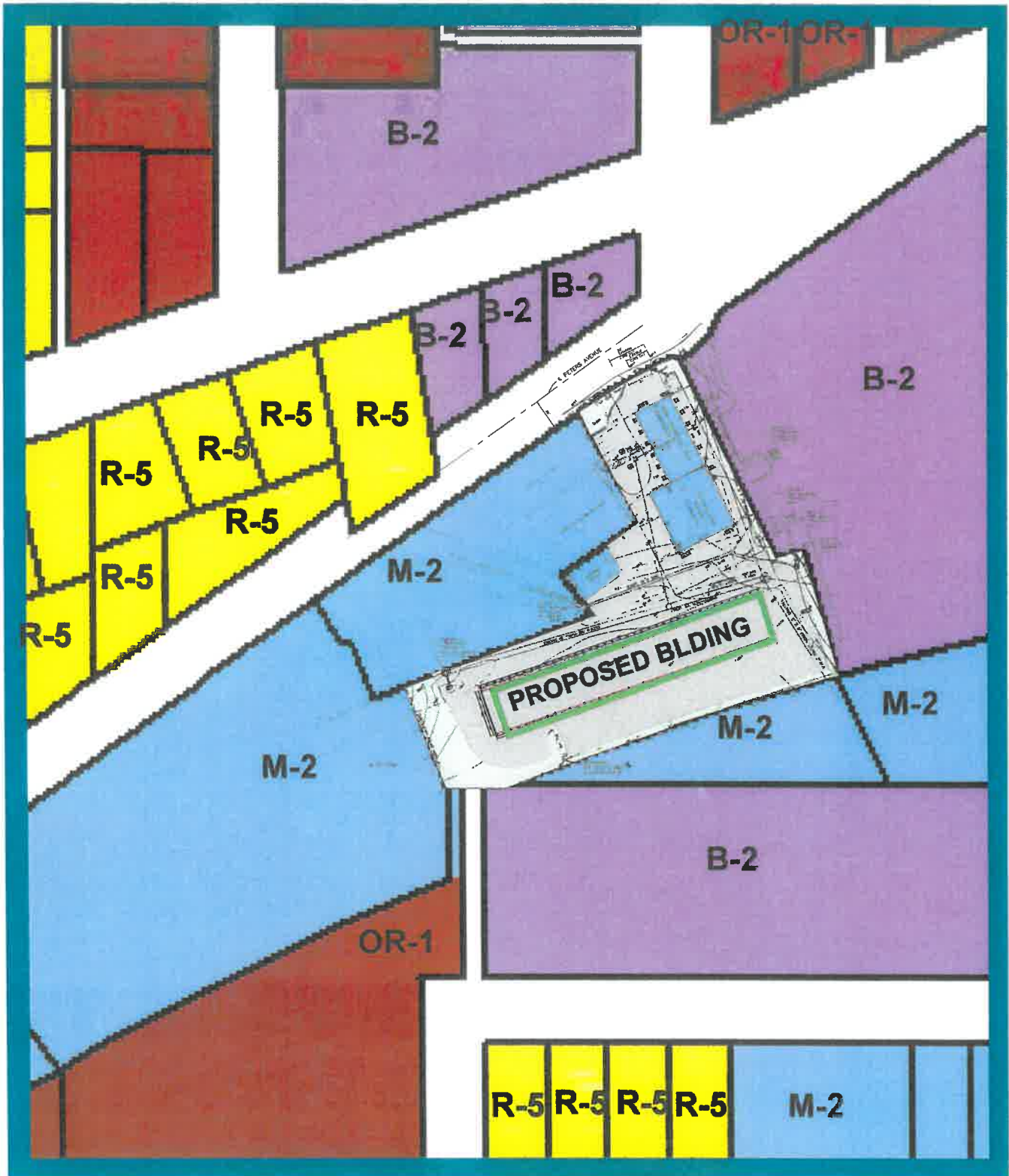
There are no covenants or grants to be imposed upon the use of land, buildings and structures except those that may be imposed by the creation of this Planned Development.

No restrictions to access of public utilities with prior notice to enter.

EXHIBIT D-7

This proposed Planned Development requires a waiver to Section 1149.04 of the City of Troy Zoning Code to permit additional structure to be built on one lot as shown in Exhibit “D-2”.

EXHIBIT E



B-2 GENERAL BUSINESS
M-2 LIGHT INDUSTRIAL
R-5 SINGLE FAMILY RESIDENTIAL
OR-1 OFFICE RESIDENTIAL

EXHIBIT E

ORDINANCE No. 0-4-2019

Dayton Legal Blank, Inc.

**ORDINANCE AUTHORIZING THE DIRECTOR OF PUBLIC
SERVICE AND SAFETY OF THE CITY OF TROY, OHIO TO ENTER
INTO AN INTERGOVERNMENTAL AGREEMENT REGARDING
THE PURCHASE OF LIME FROM THE CITY OF DAYTON, OHIO**

WHEREAS, the City of Dayton, Ohio has surplus reclaimed pebble lime and has been selling such surplus lime to the City of Troy, Ohio based on availability of the lime; and

WHEREAS, the City of Troy has requested a change to the current agreement with the City of Dayton, Ohio to include the City of Dayton removing additional sludge residual from the City of Troy's Water Treatment Plant Lime Sludge Lagoons.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Troy, Ohio as follows:

SECTION I: That the Director of Public Service and Safety of the City of Troy, Ohio is hereby authorized to enter into a five-year intergovernmental agreement with the City of Dayton, Ohio, to purchase reclaimed pebble lime from the City of Dayton, Ohio, in substantial accordance with the agreement attached hereto as Exhibit A and made a part hereof.

SECTION II: That this Ordinance shall be effective at the earliest date allowed by law.

ADOPTED: _____
President of Council

APPROVED: _____

ATTEST: _____
Clerk of Council Mayor

INTERGOVERNMENTAL AGREEMENT

THIS INTERGOVERNMENTAL AGREEMENT ("Agreement") is entered into this day of _____, 2019 (the "Effective Date"), by and between the City of Dayton, Ohio ("Dayton"), the City of Troy, Ohio ("Troy"). For purposes of this Agreement, Dayton and Troy are collectively hereinafter referred to as the "Parties" and individually as a "Party".

WITNESSETH:

WHEREAS, Dayton desires to supply bulk pebble lime ("Product") to Troy from its Lime Reclamation Facility ("Facility"); and,

WHEREAS, Troy desires to supply lime softening Residuals ("Residuals") to Dayton and to procure the Product from Dayton.

NOW, THEREFORE, in consideration of the mutual promises contained herein, and in accordance with Section 715.02 of the Ohio Revised Code, Dayton and Troy agree as follows:

ARTICLE I. SCOPE OF SERVICES

Dayton shall provide and supply Troy with Product from its Facility. Product shall meet NSF60 and NSF61 and American Water Works Association ("AWWA") Specifications B202-93 and B202a-97. Dayton shall include analytical results for all Product shipped. All analysis submittals will be based on AWWA testing procedures for Quick Lime. Product shall be supplied in lump form diameter 1/4" - 1/2". The Product shall be of the best quality freshly burned and shall be substantially free of core, ash, dirt, hard, or unburned stone or other foreign matter. Product shall contain a minimum of 90% available calcium oxide and less than 5% magnesium oxide. Dayton, at its sole cost and expense, shall provide the trucking/hauling of Product from Dayton to Troy and the trucking/hauling of Residuals from Troy to Dayton. All testing shall be performed by Dayton, at its sole cost and expense.

Dayton and Troy shall coordinate delivery dates and times for Product and the loading dates and terms for Residuals. Dayton shall pick up Residuals at Troy's lime lagoons located at 300 E. Stanton Road, Troy, Ohio (the "Lagoon Site"). Dayton shall deliver Product to Troy's facility located at 300 E. Stanton Road, Troy, Ohio (the "Receiving Site").

Dayton shall invoice Troy on a monthly basis based on weight tickets for Product delivered to the Receiving Site. Nothing in this Agreement will prevent Dayton from contracting, at its sole cost and expense, with private companies for hauling and/or trucking of Product and/or Residuals.

Dayton shall provide their own method of removing the Residuals from the Lagoon Site in a manner that is acceptable to Troy and in a manner which will not damage the lagoons or related improvements. No work will be permitted on Sundays and holidays except upon specific authorization of the Troy. Dayton shall take all necessary precautions to assure that there will be no spillage of Residuals or Product at the Lagoon Site or the Receiving Site or while they are in transit. Dayton, at its sole cost and expense, shall clean up spillage resulting from the loading,

I

unloading or transport of Residuals and Product. In addition, Dayton must comply with Troy's Wellhead Protection Ordinance #OR98-10-102 and OR98-10-103 as they may apply to the work being performed to protect the sensitive drinking water supply located at the site.

ARTICLE II. PROVISION OF RESIDUAL

Troy shall provide, and Dayton shall take, a minimum amount of Residuals (the "Residuals Minimum") in accordance with the schedule outlined in Exhibit A, attached hereto and incorporated herein by reference. Residuals shall be received at a rate of 2.5 times the Product purchased (based on the previous year), in accordance with the schedule in Exhibit A. Dayton, at its sole cost and expense, shall remove the Residual from the Lagoon Site and transport the Residuals to the Facility at 1048 Ottawa Street, Dayton, Ohio. Troy may request Dayton to remove additional residuals not to exceed the "Maximum Dry Ton" totals in Exhibit A. The removal of residuals in excess of the rate of 2.5 times the Product purchase will be at Troy's expense, at a rate of \$39.50 per dry ton with a minimal yearly increase of 3%. The City of Troy shall be billed for the additional removal within 30 days of the completion of the removal. Nothing in the Agreement shall prohibit Troy from contracting with other entities for the removal of Residuals in excess of the Residuals Minimum.

Title to the Residuals and risk of loss with respect to the Residuals shall pass to Dayton when the Residuals are loaded onto the transport at the Lagoon Site. Dayton shall not dispose of Residuals except as provided for in this Agreement.

ARTICLE III. PURCHASE OF PRODUCT

Troy shall purchase minimum amounts (the "Product Minimum") of the Product in accordance with the schedule in Exhibit B attached hereto and incorporated herein by reference. Troy shall pay One Hundred Seventy Dollars and Zero Cents (\$170.00) per ton of the Product ("Purchase Price"). Nothing in this Agreement shall prohibit Troy from purchasing Product in excess of the Product Minimum from other sources. The Purchase Price includes the cost to transport the Product to the Receiving Site. Title to the Product and risk of loss with respect to the Product shall pass to Troy when the Product is unloaded at the Receiving Site.

The Parties acknowledge that operation of the Facility and production of the Product is subject to cost inflation over time. There are two circumstances under which Dayton may increase the Purchase Price to Troy under this Agreement:

- (1) Beginning on January 1, 2019, the Purchase Price may be increased annually based on an increase the Producer's Price Index for Lime Manufacturing, Product Code 327410-0 (the "Index"), as published by the United States Department of Labor, Bureau of Labor Statistics. The Purchase Price adjustment will be calculated on the simple percentage method as follows:

$$\text{Escalation Factor} = (\text{latest Index at time of calculation}) / (\text{Index 12 months prior to latest Index}).$$

2

By way of example, assume the following:

Current Index (October, 2018)	105
Prior Year's Index (October, 2017)	100
Escalation Factor = (105/100)	1.05

This calculation indicates that the Purchase Price could increase by 5% beginning January 1, 2019.

- (2) In the event the spot price of natural gas, as reflected in the NYMEX Henry Hub Natural Gas index, remains at or above the price range per million British thermal units as stated in Column A below for a period of three (3) consecutive months, then the Purchase Price shall be adjusted in the following month to the corresponding price in Column B below ("Adjusted Purchase Price"):

Column A Price Natural Gas/Millions BTU	Column B Price Product/Ton
\$3.00 or less	\$170.00
\$5.50 or more	\$175.67
\$6.00 or more	\$181.33
\$6.50 or more	\$187.00
\$7.00 or more	\$192.67

The Purchase Price may be increased by either of the methods specifically detailed above, but not both in any given year. Dayton will provide at least fifteen (15) calendar days' prior written notice to Troy of any change in Purchase Price and the methodology used to calculate said change. Troy shall pay the Adjusted Purchase Price, if any, in effect at the time of delivery of the Product.

ARTICLE IV. TERM

This Agreement shall commence on the Effective Date and terminate on January 1st, 2024, unless terminated earlier pursuant to Article V herein. The Parties may extend the term of this Agreement for three (3) additional periods of five (5) years each upon mutual agreement regarding terms and conditions, including prices. Any extension shall be by written amendment to this Agreement pursuant to Article XIV herein.

ARTICLE V. TERMINATION

Troy may terminate this Agreement upon written notice given to Dayton in the event of Dayton's substantial failure to perform its duties and responsibilities as set forth herein. Dayton shall have thirty (30) calendar days from the date of the notice of termination in which to cure any breach or to submit a plan to cure acceptable to Troy.

3

Dayton may terminate this Agreement in the event of substantial failure by Troy to perform its duties and responsibilities as set forth herein. Troy shall have thirty (30) calendar days from the date of notice of termination which has been given to Troy in which to cure any breach or to submit a plan to cure acceptable to Dayton.

Notwithstanding any other provision contained in this Agreement, Troy may terminate this Agreement, without cause and without liability, on at least ninety (90) calendar days' prior written notice given to Dayton.

ARTICLE VI. DELAYS

No Party shall be considered in default of this Agreement for delays in performance caused by circumstances beyond the reasonable control of the non-performing Party. For purposes of this Agreement, such circumstances include, but are not limited to, abnormal weather conditions; flood; earthquake; fire; epidemic; war, riot, or other civil disturbance; strike, lockout, work slowdown, or other labor disturbance; sabotage; judicial restraint; and inability to procure any permit, license, or authorization from any local, state, or federal agency for any required supplies, materials, accesses, or services.

In the event any of the circumstances in the preceding paragraph occurs, the non-performing Party shall, within a reasonable time of being prevented from performing, give written notice to the other Party describing the circumstances preventing continued performance and the efforts being made to resume performance of this Agreement. In the event such delay continues unabated for thirty (30) calendar days, then the Party whose performance has not been affected by the delay shall have the right to terminate this Agreement on the date set forth in the written notice of termination given to the other Party.

ARTICLE VII. EQUAL EMPLOYMENT OPPORTUNITY

Neither Party shall discriminate against any employee or applicant for employment because of race, color, religion, sex, sexual orientation, gender identity, ancestry, national origin, place of birth, age, marital status, or handicap with respect to employment, upgrading, demotion, transfer, recruitment or recruitment advertising, lay-off, termination, rates of pay or other forms of compensation, or selection for training, including apprenticeship.

It is expressly agreed and understood that Section 35.14 of the Revised Code of General Ordinances of the City of Dayton constitutes a material condition of this Agreement as fully and as if specifically rewritten herein and that failure to comply therewith shall constitute a breach thereof entitling either Party to terminate this Agreement at its option.

ARTICLE VIII. GOVERNING LAW AND VENUE

This Agreement shall be governed by and construed in accordance with the laws of the State of Ohio, without giving effect to the principles thereof relating to conflicts or choice of laws. Any litigation or other legal matter regarding this Agreement or performance by either Party must be brought in a court of competent jurisdiction in Montgomery County, Ohio.

4

ARTICLE IX. COMMUNICATIONS

Any written communication or notice required or permitted by this Agreement shall be made in writing and shall be delivered personally or sent by overnight delivery service or certified mail, postage prepaid, to the appropriate address below:

Dayton: City of Dayton, Department of Water
320 West Monument Avenue
Dayton, Ohio 45402
Attention: Mr. Michael Powell
Director, Department of Water

Troy: City of Troy,
100 South Market Street
Troy, Ohio 45371
Attention: Mr. Patrick Titterton

Such notice, if delivered personally or by overnight courier service, shall be deemed given and delivered at the time of delivery or refusal of delivery; or, if sent by certified mail, shall be deemed given and delivered three (3) calendar days after the time of mailing with appropriate postage attached thereto.

Nothing contained in this Article shall be construed to restrict the transmission of routine communications between representatives of the Parties.

ARTICLE X. WAIVER

A waiver by any of the Parties of any breach of this Agreement shall be in writing. Such a waiver shall be effective only in the specific instance and for the specific purpose for which it is given and shall not affect the waiving Party's rights with respect to any other or further breach.

ARTICLE XI. SEVERABILITY

The invalidity, illegality, or unenforceability of any provision of this Agreement or the occurrence of any event rendering any portion or provision of this Agreement void shall in no way effect the validity or enforceability of any other portion or provision of this Agreement. Any void, unenforceable, invalid or illegal provision shall be deemed severed from this Agreement, and the balance of this Agreement shall be construed and enforced as if this Agreement did not contain the particular portion or provision. The Parties further agree to amend this Agreement to replace any stricken provision with a valid provision that comes as close as possible to the intent of the stricken provision. The provisions of this Article shall not prevent this entire Agreement from being void should a provision, which is of the essence of this Agreement, be determined void.

5

7

ARTICLE XII. ASSIGNMENT

Neither Party shall assign any rights or duties under this Agreement without the prior written consent of the other Party. Unless otherwise stated in the written consent to an assignment, no assignment will release or discharge the assignor from any obligation under this Agreement. Nothing contained in this Article shall prevent Dayton from employing independent contractors to assist in the performance of its duties and responsibilities hereunder.

ARTICLE XIII. THIRD-PARTY RIGHTS

Except as expressly provided in this Agreement, nothing in this Agreement shall be construed to give any rights or benefits to anyone other than the Parties.

ARTICLE XIV. AMENDMENT

The Parties may mutually agree to amend this Agreement. However, no such amendment shall be effective unless it is reduced to a writing which references this Agreement and which is executed by a duly authorized representative of each of the Parties and, if applicable or required, approved by the legislative authority of any of the Parties.

ARTICLE XV. INTEGRATION

This Agreement, together with the Exhibits and Purchase Order attached to it, represent the entire and integrated agreement the Parties and supersede all prior and contemporaneous communications, representations, and agreements, whether oral or written, relating to the subject matter of this Agreement. For purposes of this Agreement, the term "Effective Date" shall be the date that this Agreement is signed by Troy, which date shall be set forth in the first paragraph of this Agreement.

ARTICLE XVI. POLITICAL CONTRIBUTIONS

The Parties affirm and certify that they comply with Ohio Revised Code § 3517.13 limiting political contributions.

ARTICLE XVII. COMPLIANCE WITH LAWS

The activities taken by Dayton in connection with the performance of its duties under this Agreement shall comply with all applicable laws, rules and regulations.

[REMAINDER OF THIS PAGE INTENTIONALLY LEFT BLANK.]

IN WITNESS WHEREOF, the Parties, each by a duly authorized representative, have executed this Agreement on the date first written above.

CITY OF DAYTON, OHIO

By: _____

Title: _____

APPROVED:

Director, Department of Water

CITY OF TROY, OHIO

By: _____

Title: _____

Approval as to Form:

Troy Law Director

APPROVED AS TO FORM
AND CORRECTNESS:

City Attorney

APPROVED BY THE COMMISSION
OF THE CITY OF DAYTON, OHIO

_____, 2019

Min./Bk. _____ Pg. _____

Clerk of Commission

EXHIBIT A TO INTERGOVERNMENTAL AGREEMENT

PROVISION OF MINIMUM AMOUNTS OF RESIDUALS

This table defines the amount of Residuals that Dayton may remove from the Lagoon Site. Any proposed deviation from this table will require advanced written approval signed by Dayton and Troy.

Annual Minimum, Dry Tons Sludge	2.5 Times Purchased Product of previous yr.
Annual Dry Tons Residuals Maximum, Dry Tons Sludge	5,000

EXHIBIT B TO INTERGOVERNMENTAL AGREEMENT

PURCHASE OF MINIMUM AMOUNTS OF PRODUCT

This table defines the anticipated quantities of Product to be purchased by Troy from Dayton. All parties will endeavor to schedule purchases and deliveries in a manner that promotes Troy purchasing 100% of their pebble lime needs from Dayton. Should circumstances prohibit this from being possible, Troy will purchase pebble lime from a third party provider.

Annual Quantity, Tons	1,364
-----------------------	-------

ORDINANCE No. O-6-2019

Dayton Legal Blank, Inc.

AN ORDINANCE REPEALING SECTIONS 549.01, 549.02, 549.03, 549.04, 549.05, 549.06, 549.07, 549.10, 549.11 AND RE-NUMBERING SECTIONS 549.08 AND 549.09 OF THE CODIFIED ORDINANCES OF THE CITY OF TROY, OHIO

WHEREAS, the Ohio General Assembly recently enacted House Bill (H.B.) 228;
and

WHEREAS, H.B. 228 pre-empts Ohio political subdivisions from enforcing certain firearm restrictions; and

WHEREAS, H.B. 228 will still permit the City officials to enforce certain provisions of the Ohio Revised Code; and

WHEREAS, it is necessary to repeal certain provisions of the Codified Ordinances of the City of Troy, Ohio and to re-number other provisions.

NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Troy, Ohio, as follows:

SECTION I: That Sections 549.01, 549.02, 549.03, 549.04, 549.05, 549.06, 549.07, 549.10, and 549.11 of the Codified Ordinances of the City of Troy, Ohio are hereby repealed.

SECTION II: That Section 549.08 of the Codified Ordinances of the City of Troy, Ohio shall be re-numbered as 549.01.

SECTION III: That Section 549.09 of the Codified Ordinances of the City of Troy, Ohio shall be re-numbered as 549.02.

SECTION IV: That this Ordinance shall take effect at the earliest period allowed by law.

Adopted: _____

President of Council

Approved: _____

Attest: _____

Clerk of Council

Mayor



ITEMS OF INTEREST

TO: Mayor Beamish
Mrs. Baker, President of Council
Council Members

FROM: Patrick E. J. Titterington, City Director

DATE: March 1, 2019

We are providing the following for your information:

- Major Project Update:
 - North Market Street Improvement Project – The roadway was opened to traffic on June 12. The traffic signals are installed and operational. Frontier is proceeding with pole and wire relocation.
 - McKaig Road Improvements Phase 4 Project – McKaig Road was closed September 17, 2018 to November 30, 2018 from Lake Street to South Dorset Road. The roundabout at the intersection of McKaig Road and South Dorset Road is scheduled to be constructed in the summer. The intersection will be completely closed during roundabout construction.
 - Miami Shores Clubhouse Renovation Project – Installation of plumbing, electric, and HVAC is underway inside the structure. All exterior windows and doors are now installed. Roof shingles are in process of being installed.
- Recreation Director Ken Siler reported the following:
 - The Western Ohio Home Builders Home & Garden Show was held this past weekend. There was a nice turnout and a good response from the vendors.
 - The OHSA District Wrestling Tournament is taking place March 1 and 2 at Hobart Arena
 - To date, there have been 124 Troy Aquatic Park season passes sold, which is ahead of last year. Last year the most season passes were sold since the facility opened in 2005.
- Employment Update:
 - Chelsea Deeter was appointed to the position of Account Representative for the Billing and Collection Department effective February 25.
 - Darlene Smith was appointed to the position of Assistant Food and Beverage Manager/Concession effective February 26.
 - Matthew Harbour, Street Department has submitted his resignation effective March 1, 2019. He has been with the City of Troy 18 years.
 - After 14 years of service with Water Distribution Department, Serviceman Mark Bartel is retiring April 12.
- Contract Awards:
 - Five bids were received for the Riverside Drive Improvement Project Phase 2 ranging from \$1,177,592 to \$1,429,694. Council authorized \$1,400,000 for this project. The contract was awarded to Outdoor Enterprise, LLC, the lowest and best bidder, in the amount of \$1,177,592. Due to the construction schedule, the projected time Riverside Drive would be closed would be between August 1 – November 1 (four months).



Items of Interest

March 1, 2019

Page 2

- Replacement of the Ginkgo trees in the downtown area is progressing. The Park Department is grinding the stumps to prepare for the new tree plantings. Weather permitting the work should be completed by Friday, March 8.
- Attached is the Snow Removal report for the 2018-2019 winter seasons.

Upcoming Events at Hobart Arena

March 1-2		OHSAA DIII District Wrestling Tournament
March 16	7:00 pm	Concert - For King & Country Burn the Ships World Tour
March 22	8:00 pm	Concert - Dwight Yoakam
March 30	7:30 pm	Fire on Ice - World Championship Ice Racing
April 2-6 and 9-14		Winterguard International
April 19	8:00 am	Riverway Summit
April 27		Dayton Feis
April 28	8:00 pm	Concert - Rhonda Vincent & the Rage
May 11	7:30 pm	Concert - I AM KING - The Michael Jackson Experience

Calendar of Meetings

March 4	7:00 pm	Council	City Hall – Council Chambers
March 5	4:00 pm	Park Board	City Hall – Council Chambers
March 13	3:30 pm	Planning Commission	City Hall – Council Chambers
March 18	7:00 pm	Council	City Hall – Council Chambers
March 20	4:00 pm	Recreation Board	Hobart Arena
March 27	3:30 pm	Planning Commission	City Hall – Council Chambers

Reports from other departments are attached.

If you have any questions, please do not hesitate to contact this office.

Enclosure

cc: Department Heads

2018-19 Snow Report
City of Troy

MONTH	SALT (TONS)	SALT (\$/TON)	(\$/EVENT)	BET JUICE (GAL)	BET JUICE (\$/GAL)	(\$/EVENT)	UNLEADED (GAL)	UNLEADED (\$/GAL)	(\$/EVENT)	DIESEL (GAL)	DIESEL (\$/GAL)	(\$/EVENT)	REG LABOR (HOURS)	REG LABOR (\$/EVENT)	OT LABOR (HOURS)	OT LABOR (\$/EVENT)	EVENT TOTAL (\$/EVENT)	TOTAL SPENT TO DATE	TOTAL SALT USAGE (TONS)	TOTAL SALT REMAINING (TONS)	EVENT DESCRIPTION (M = Mains; S = Secondaries; B = Bridges)
October	0.0	\$51.62	\$ -	0.0	\$1.37	\$ -	0.0	\$ -	\$ -	0.0	\$ -	\$ -	0.00	\$ -	0.00	\$ -	\$ -	\$ -	0.0	909.0	Salt Delivery 360 tons
November 15, 2018 1:00AM-3:00AM	10.0	\$51.62	\$ 516.20	50.0	\$1.37	\$ 68.50	0.0	\$1.99	\$ -	8.0	\$2.63	\$ 21.04	0.00	\$ -	9.00	\$ 415.29	\$ 1,021.03	\$ 1,021.03	10.0	899.0	icing on Bridges/Hills (B)
November 16, 2018 5:00AM-7:00AM	4.0	\$51.62	\$ 206.48	20.0	\$1.37	\$ 27.40	0.0	\$1.99	\$ -	5.0	\$2.63	\$ 13.15	0.00	\$ -	6.00	\$ 285.80	\$ 542.83	\$ 1,563.86	14.0	895.0	icing on Bridges (B)
November 27, 2018 4:00AM-7:00AM	2.0	\$51.62	\$ 103.24	10.0	\$1.37	\$ 13.70	0.0	\$1.99	\$ -	2.0	\$2.63	\$ 5.26	0.00	\$ -	3.00	\$ 178.31	\$ 288.51	\$ 1,852.37	16.0	893.0	Saltling icy bridges (B)
November 27, 2018 8:00PM - 9:30PM	30.0	\$51.62	\$ 1,548.60	150.0	\$1.37	\$ 205.50	0.0	\$1.99	\$ -	15.0	\$2.63	\$ 39.45	0.00	\$ -	10.50	\$ 823.47	\$ 2,417.02	\$ 4,279.39	48.0	863.0	Saltling bridges & mains
December 5, 2018 4:30AM - 7:00AM	4.0	\$51.62	\$ 206.48	20.0	\$1.37	\$ 27.40	0.0	\$1.99	\$ -	10.0	\$2.63	\$ 26.30	0.00	\$ -	5.00	\$ 244.28	\$ 504.46	\$ 4,783.85	50.0	859.0	Saltling bridges & hills
January 9, 2019 9:30AM-3:00PM	8.0	\$51.62	\$ 412.96	0.0	\$1.37	\$ -	15.0	\$1.85	\$ 24.75	21.0	\$1.87	\$ 39.27	12.00	\$ 281.16	0.00	\$ -	\$ 758.14	\$ 5,541.09	58.0	851.0	Brining
January 10, 2019 7:00AM-3:00PM	7.0	\$51.62	\$ 361.34	0.0	\$1.37	\$ -	12.0	\$1.85	\$ 19.80	19.0	\$1.87	\$ 35.53	16.00	\$ 373.28	0.00	\$ -	\$ 789.95	\$ 6,331.94	65.0	844.0	Brining
January 11, 2019 7:00AM-3:00PM	11.0	\$51.62	\$ 567.82	0.0	\$1.37	\$ -	0.0	\$1.85	\$ -	22.0	\$1.87	\$ 41.14	8.00	\$ 160.24	0.00	\$ -	\$ 788.20	\$ 7,101.14	76.0	833.0	Brining
January 12, 2019 9:30AM-1:30PM	84.0	\$51.62	\$ 4,338.08	420.0	\$1.37	\$ 575.40	13.0	\$1.85	\$ 21.45	93.0	\$1.87	\$ 173.91	0.00	\$ -	28.50	\$ 1,217.27	\$ 8,324.11	\$ 13,425.25	160.0	749.0	Salt for 3" of snow
January 12, 2019 8:00PM-12:00AM	64.0	\$51.62	\$ 3,303.68	320.0	\$1.37	\$ 438.40	70.0	\$1.85	\$ 115.50	145.0	\$1.87	\$ 271.15	0.00	\$ -	93.00	\$ 3,812.45	\$ 7,941.18	\$ 21,366.43	224.0	685.0	Salt/plow for 6" of snow
January 13, 2019 12:00AM-4:00AM	36.0	\$51.62	\$ 1,858.32	140.0	\$1.37	\$ 191.80	63.0	\$1.85	\$ 103.95	91.0	\$1.87	\$ 170.17	0.00	\$ -	88.00	\$ 3,588.78	\$ 5,811.00	\$ 27,277.43	260.0	649.0	Salt/plow for 6" of snow
January 15, 2019 9:30PM-1:30AM	102.0	\$51.62	\$ 5,265.24	520.0	\$1.37	\$ 712.40	0.0	\$1.85	\$ -	72.0	\$1.87	\$ 134.64	0.00	\$ -	28.00	\$ 1,068.88	\$ 7,181.16	\$ 34,458.59	362.0	547.0	Freezing drizzle
January 16, 2019 9:00PM-12:00AM	66.0	\$51.62	\$ 3,406.82	315.0	\$1.37	\$ 431.55	47.0	\$1.85	\$ 77.55	154.0	\$1.87	\$ 287.98	0.00	\$ -	72.00	\$ 2,953.77	\$ 7,157.77	\$ 41,618.36	428.0	481.0	6" of blowing snow
January 20, 2019 8:00AM-3:30PM	106.0	\$51.62	\$ 5,471.72	530.0	\$1.37	\$ 728.10	115.0	\$1.85	\$ 189.75	218.0	\$1.87	\$ 407.68	0.00	\$ -	171.50	\$ 7,038.08	\$ 13,831.29	\$ 55,447.65	534.0	375.0	6" of blowing snow
January 21, 2019 7:00AM-10:00AM	3.0	\$51.62	\$ 154.86	15.0	\$1.37	\$ 20.55	0.0	\$1.85	\$ -	0.0	\$1.87	\$ -	0.00	\$ -	3.00	\$ 185.04	\$ 360.45	\$ 55,808.10	537.0	372.0	Salt bridges
January 21, 2019 12:00PM-3:00PM	10.0	\$51.62	\$ 516.20	50.0	\$1.37	\$ 68.50	0.0	\$1.85	\$ -	0.0	\$1.87	\$ -	0.00	\$ -	3.00	\$ 185.04	\$ 789.74	\$ 56,577.84	547.0	362.0	Salt Big -T
January 22, 2019 3:00AM-11:00AM	41.0 37.0	\$51.62 \$65.04	\$ 2,116.42 \$ 2,408.48	380.0	\$1.37	\$ 534.30	0.0	\$1.85	\$ -	87.0	\$1.87	\$ 162.69	64.00	\$ 1,884.98	0.00	\$ -	\$ 4,676.37 \$ 2,408.46	\$ 61,256.21 \$ 63,662.69	588.0 625.0	321.0 284.0	Salt everything, plow mains/secondaries
January 22, 2019 11:00AM-4:00PM	56.0	\$65.04	\$ 3,642.24	280.0	\$1.37	\$ 383.60	0.0	\$1.85	\$ -	0.0	\$1.87	\$ -	0.00	\$ -	35.00	\$ 1,440.05	\$ 5,465.89	\$ 69,128.58	681.0	228.0	Salt everything again plow mains/secondaries
January 24, 2019 4:30AM-7:00AM	73.0	\$65.04	\$ 4,747.82	350.0	\$1.37	\$ 479.50	0.0	\$1.72	\$ -	87.0	\$2.25	\$ 195.75	0.00	\$ -	20.00	\$ 874.24	\$ 6,297.41	\$ 75,425.99	754.0	155.0	Freezing rain
January 27, 2019 4:30AM-7:30AM	68.0	\$65.04	\$ 4,292.64	330.0	\$1.37	\$ 452.10	0.0	\$1.72	\$ -	46.0	\$2.25	\$ 103.50	0.00	\$ -	21.00	\$ 923.61	\$ 5,771.85	\$ 81,197.64	820.0	86.0 512.0	1/2" snow Salt delivery 01/26/19
January 31, 2019 7:00AM-3:00PM	0.0	\$65.04	\$ 585.36	0.0	\$1.37	\$ -	0.0	\$1.72	\$ -	23.0	\$2.25	\$ 51.75	8.00	\$ 210.40	0.00	\$ -	\$ 847.51	\$ 82,045.35	829.0	592.0	Brining
February 1, 2019 12:00AM-3:00PM	108.0	\$65.04	\$ 7,024.32	485.0	\$1.37	\$ 664.45	152.0	\$1.72	\$ 261.44	225.0	\$2.25	\$ 506.25	161.00	\$ 4,518.51	115.50	\$ 4,643.44	\$ 17,816.41	\$ 99,861.76	937.0	484.0	Salt/plow for 5" of snow
February 10, 2019 2:00PM-6:00PM	73.0	\$65.04	\$ 4,747.82	350.0	\$1.37	\$ 479.50	0.0	\$1.72	\$ -	56.0	\$2.25	\$ 126.00	0.00	\$ -	21.00	\$ 923.61	\$ 6,277.03	\$ 106,138.79	1,010.0	411.0	2" snow/M & S/salt only
February 17, 2019 6:00PM-11:00PM	4.0	\$65.04	\$ 260.16	20.0	\$1.37	\$ 27.40	0.0	\$1.72	\$ -	3.0	\$2.25	\$ 6.75	0.00	\$ -	3.00	\$ 185.04	\$ 479.35	\$ 106,618.14	1,014.0	407.0	Salt bridges for ice
February 18, 2019 6:30AM-10:00AM	107.0	\$65.04	\$ 6,959.28	520.0	\$1.37	\$ 712.40	0.0	\$1.72	\$ -	67.0	\$2.25	\$ 150.75	0.00	\$ -	21.00	\$ 923.61	\$ 8,748.04	\$ 116,364.18	1,121.0	300.0	Salt all streets
February 20, 2019 4:00AM-3:00PM	73.0	\$65.04	\$ 4,747.82	350.0	\$1.37	\$ 479.50	129.0	\$1.72	\$ 221.88	174.0	\$2.25	\$ 391.50	130.00	\$ 3,813.64	24.00	\$ 1,013.76	\$ 10,543.20	\$ 125,907.38	1,194.0	227.0	Salt M & S, plow all for 4" snow
February 28, 2019 9:00 PM-12:00AM	3.0	\$65.04	\$ 195.12	15.0	\$1.37	\$ 20.55		\$1.72	\$ -	5.0	\$2.25	\$ 11.25	0.00	\$ -	3.00	\$ 125.48	\$ 352.38	\$ 126,259.76	1,197.0	224.0	Salt bridges for ice
Total			\$ 68,981.82			\$ 7,740.50			\$ 1,036.07			\$ 3,372.84		\$ 11,095.19		\$ 33,053.24		\$ 126,259.76			

* Compared with 2017-18 season expenses totaling \$66,563.05 and 982 tons of salt used as of March 1, 2018.



**Operations
Items of Interest
March 1, 2019**

Street/Solid Waste – Jerry Mullins, Foreman

- Collected and transported 220 tons of residential trash since the last report of 224 tons
- Handled four recycling complaints and nine trash complaints
- Collected several compliant brush piles and T-bags
- Filled potholes throughout the City
- Cleaned and organized the Maintenance Facility
- Salted and plowed snowstorms on February 18 and February 20.
- Cleaned and repaired snow equipment
- Placed sod and grass back into curb lawn areas that were damaged by plowing. We will go back in April to those areas and place fresh dirt and grass seed.
- Started work on moving bike lane off Adams Street into the Cemetery
- Assessed salt barn for repairs needed to the floor and side walls
- Placed out remainder of flip signs that will be used to alert traffic that the square is closed during events downtown
- Replaced over 100 signs in zone one of our sign replacement programs; still have 200 signs to put up
- Sign shop has been assisting with sign replacement, historic area sign replacement and placing new logo on vehicles
- Crack sealed bike path, patches and traffic loops. Will start on streets within the next week; this is weather permitting activity that requires dry pavement to be successful.

Electrical – Brian Ferree, Foreman

- Completed Ohio Utilities Protection Service requests as needed
- Department's safety report completed for March
- Made new electrical outlets for the replacement trees downtown
- Sent out the department's electrical rubber safety gloves for annual testing
- Installed a new fluorescent ballast in a light in the Service Director's area
- Repaired three flag lights at Fire Station 3
- Installed new office lights in the Fire Chief's office at Fire Station 2

Water Distribution/Sewer Maintenance – Tom Parsons, Foreman

- Marked numerous Ohio Utilities Protection Service tickets
- Worked on numerous work orders for Billing and Collection
- Completed non-pay shut-offs and reconnected them as they were paid
- Investigated numerous high consumption alerts
- Worked on numerous frozen meters
- Repaired three water main breaks
- Cleaned sanitary and storm hot spots
- Cleaned catch basins downtown
- Prepared a list of sanitary mains for root control treatment
- Televised sewer lines in the Westbrook area
- Serviced small engines
- Cleaned and restocked vehicles
- Built storage boxes for service truck

**Operations
Items of Interest
March 1, 2019**

- Assisted Street Department with snow removal on the streets and downtown sidewalks
- Assisted the Park Department in removing gravel from around the downtown trees
- Vacuumed holes for pole and backboard for electric controls for South Market Street Lift Station

Wastewater Treatment Plant – Mitch Beckner

- The design kick-off meeting for the UV Replacement Project was held this week with engineers from Arcadis. Details on equipment options were discussed and the project schedule was reviewed. The current date for substantial completion is listed as March 10, 2019. This is six weeks prior to the date when the new equipment will be required by the OEPA to be in service.
- Plant staff continues to make preparations for the replacement of the eight 16' return sludge valves in the Blower Building Basement. Replacement of these 900 pound valves will be done in house and requires a significant amount of pre-planning and prep work. Expected delivery for the valves themselves is mid-April.
- Rockwell FactoryTalk software has been installed on the plant's main SCADA computer. This software adds needed functionality to the SCADA system and will help ease the transition when the old PLC5 system is replaced in 2019. FactoryTalk is also currently in use at the Water Treatment Plant and it is hoped that this consistency will allow more maintenance work on the systems to be handled in-house.

Water Treatment Plant – Jeff Monce

- The recovery basin dewatering pump has failed on overload and been sent to vendor for repair.
- A 30 year old block heater for the carbon dioxide feed system was replaced by vendor.
- A leaking worm gear seal on Train 1 primary basin will be replaced under warranty in March.
- Maintenance staff replaced the electric actuator for filter 7 flow valve.
- Power disruptions during high winds Sunday, February 24 affected two production wells for approximately 24 hours. No other problems occurred.

**Items of Interest
Engineering Department
March 1, 2019**

PROJ # PROJECT TITLE PROJECT STATUS

PUBLIC WORKS AND CITY FACILITY PROJECTS

2014-09	McKaig Road Improvements Phase 4	Construction of the project was awarded to Finrock Construction Co, Inc. Work is completed on the east end of the project. The McKaig-Dorset Intersection roundabout construction will occur in the summer. The intersection will be completely closed while construction is completed this summer.
2015-10	Troy Recreational Trail Resurfacing (PID 100778)	Resurfacing is scheduled to occur Spring 2019. The project will be Local-Let (i.e. implemented by City Staff) and will be funded 80/20 ODOT/Troy. The easement appropriations process is finalized. Council authorized the bidding and construction of the resurfacing project. The project is advertising with the bid opening set for March 13th.
2015-23	North Market Street Improvements Phase 2	This phase includes work from Kirk Lane/Foss Way to Stonyridge Avenue. The traffic signal reconstruction at North Market Street and Foss Way/Kirk Lane installation is complete. Frontier is proceeding with pole and wire relocation. Punchlist items are complete.
2015-32	State Route 41 Interconnect Phase 2	Phase 2 of the interconnect project will provide communication of signals at Marybill Drive and Dorset Road. EMH&T submitted right-of-way plans to ODOT. Design continues.
2016-09	Miami Shores Clubhouse Renovation	ALT Architecture designed the renovation project. Vancon General Contractor of Dayton, Ohio is the prime contractor. Interior improvements as well as the roof is being completed. Work will continue, weather permitting.
2016-13	Riverside Drive Phase 2	This project encompasses Riverside Drive from the Cemetery Maintenance Building to Orchard Drive. LJB, Inc. of Miamisburg, Ohio has been authorized to design the project. Construction was awarded to Outdoor Enterprise, LLC. Riverside Drive is not anticipated to close until August 1, 2019.
2016-19	Hobart Arena Parking Lot Improvements	Choice One Engineering Company completed the design. Construction was awarded to Outdoor Enterprise, LLC. Construction will be scheduled around events/activities at Hobart Arena. Contractor is expected to begin work in early Spring 2019. Tree removal is completed; contractor plans to work on the north parking lot (at the Troy Aquatic Park) beginning in April.
2016-20	Dam Removal Feasibility Study	FlatLand Resources, LLC of Muncie, IN was authorized to perform the feasibility study. The feasibility study is proceeding. A public involvement/input meeting will be held March 20, 2019.
2017-18	Lincoln Community Center Condition Assessment	MT Studio completed an existing facility assessment of the interior and exterior of the building. The bidding document is completed for various improvements throughout the facility. The bid opening is set for March 13, 2019.
2018-10	Harrison - Atlantic Street Project	The City received the CDBG grant for completion of the waterline in the Harrison and Atlantic Street neighborhood. Access Engineering, LLC of Celina, OH was authorized to design the project and the design work is ongoing. Staff will be requesting authorization to bid the waterline in the coming month.

**Items of Interest
Engineering Department
March 1, 2019**

PROJ #	PROJECT TITLE	PROJECT STATUS
2018-12	West Main Street (SR 41) Corridor Improvements (PID 108662)	Council authorized Strand Associates, Inc. to design improvements along West Main Street from Market Street (i.e. Public Square) to I-75. Surveying will proceed as weather allows. Phase 2 grant funding at ~\$3,000,000 is recommended for federal funding through MVRPC. The design team is working towards an ODOT Phase 1 deadline of May 2019. The consultant is reaching out to DP&L to discuss the potential of burying the overhead utilities as part of this project.

ANNUAL PROJECTS

	Sidewalk Program 2018 (Phase 11)	This phase is the southeast side of the City, generally to the east of Phase 10. This phase of sidewalk repair is the area encompassed by South Market St. between Canal St. and Race St.; South Clay St. (east side) between Young St. and South County Road 25A; South Crawford St. between Young St. and Racer St.; entire length of Walker St.; and Young St., East Ross St., Enyeart St., East Dakota St. and Racer St. from South Clay St. to CSX Railroad/Union St. The contract was awarded to L.J. DeWeese Co., Inc. Work to begin in March 2019, weather permitting. Tree removal is progressing.
	Sidewalk Program 2019 (Phase 12)	Staff will be collecting sidewalk data in the coming month as weather allows.
	GPS Data Collection	Collection of data continues. Staff is obtaining OUPS markings from the Vectren bare steel/cast iron gas main replacement work occurring throughout the City and other construction/maintenance activities from City staff or contractors.
	Sidewalk, Driveway, Water, Sewer, and Sump Inspections	Inspections are continuing to be completed as requested with replacements and new development.

**Items of Interest
Engineering Department
March 1, 2019**

PROJ # PROJECT TITLE PROJECT STATUS

SUBDIVISION PROJECTS

2019-04	The Reserve at Washington	The preliminary plan was approved by Planning Commission. Section 1 final record plat and construction documents are nearing completion and the final plat will be on the next Planning Commission agenda.
2018-19	Halifax Villas	The PD General Plan has been approved by Council. Design is progressing and staff is coordinating with the developer. After staff initially reviewed the construction documents, they are nearing completion. The final plat will be on the Planning Commission agenda in the near future.
2018-25	Heritage at Troy Country Club	Planning Commission approved the preliminary plan. The final record plat and construction documents are nearing completion and will be on the next Planning Commission agenda.
2017-21; 2018-22	Fox Harbor	The final plat of Section 4 has reached substantial completion with intermediate asphalt and housing construction. Section 5 was approved by Council. Construction is expected to begin in the coming week.
2016-10; 2017-13; 2017-15; 2018-02	Stonebridge Meadows	Section 4 and Section 5 contractor has intermediate asphalt placed and house construction is progressing. Sections 6 and 7 have intermediate asphalt installed.
2016-15; 2016-25; 2018-08	Halifax	Section 2 and Section 3 have intermediate asphalt installed. Section 4 has construction progressing. Section 5 final record plat and construction documents are nearing completion and will be on the next Planning Commission agenda.
2015-06; 2015-35; 2017-12	Nottingham	Section 9 and Section 10 has intermediate course of asphalt placed and house construction is progressing. Coordination with adjacent property owners to the detention pond is ongoing.
2016-01	Edgewater	Section 8 has intermediate asphalt. Housing construction is ongoing.
2007-19	Pleasantview Estates	Section 3 is awaiting final course of asphalt. Section 4 plat has been approved, but construction was never started. Staff was contacted by a developer to discuss completing the development. Staff responded to inquiry.
2000-50	Oakmont	Section 5 is awaiting final punch list and final course of asphalt. Developer has paid Miami Valley Lighting for street lights and plans to get the punch list and asphalt completed in the coming months to finish the plat.
2018-07	Villages of Concord	The preliminary plan was resubmitted to the Planning Commission and it was tabled.

High Usage Alert Records

[illegible]



MEMORANDUM

TO: Patrick E.J. Titterington, Director of Public Service and Safety

FROM: Tim Davis, Assistant Development Director

DATE: March 1, 2019

SUBJECT: *Items of Interest Report*

I have attached two reports which summarize concerns that are being addressed by the Economic Development Department from February 13, 2019 to February 27, 2019.

The first report shows all permit applications that were received. The permits have been separated by the wards they are located within. There were five permit applications received during this time period.

The second report contains the address, type of concern, and a summary of the current status of on-going violations. Both open and closed concerns are listed. These concerns are separated by the wards of which they fall. There were 35 violations addressed during this time period.

All costs associated with the removal of trash and elimination of noxious weeds will be invoiced to the property owner. Should the property owner fail to pay the invoice, the cost will be assessed to the property taxes.

encl.

Permit Activity Report

2/13/2019 - 2/27/2019

Project Address	Ward	Permit Type	Description	Assigned To	Permit Date	Total Fees
482 MAYFIELD SQ W	1	Change of Occupancy	HOME OCCUPANCY	Robert Watson	2/19/2019	\$50.00
836 ATLANTIC ST	2	Fence Permit	FENCE	Shannon Brandon	2/20/2019	\$10.00
1001 HAVERHILL DR	2	Zoning-Accessory-Residential	SHED	Shannon Brandon	2/19/2019	\$25.00
322 W MAIN ST, STE B	2	Change of Occupancy	OCCUPANCY	Robert Watson	2/14/2019	\$50.00
1524 W. Main St	5	Sign Permit-Permanent	Channel letter sign with lighted box	Robert Watson	2/22/2019	\$75.56

Violation Activity Summary

2/13/2019 through 2/27/19

Case #	Case Date	Assigned To	Site Address	Ward	Type of Violation	Status	Description
20190064	2/15/2019	Shannon Brandon	163 SHAFTSBURY RD	2	TRASH & DEBRIS	Closed	2-15-19 sb Wooden frame thing in the ROW. Certificate, follow up 2-21-19. 2-25-19 sb Trash gone. Close.
20190083	2/26/2019	Robert Watson	108 S ELM ST	2	TRASH & DEBRIS	Open	2/25 RW, In the area noticed the Trash and debris, Sending Certificate, Follow up 3/13
20190084	2/26/2019	Robert Watson	114 S ELM ST	2	TRASH & DEBRIS	Open	2/25 RW, In area noticed trash and debris, Sending Certificate, Follow Up 3/13
20190085	2/26/2019	Robert Watson	118 S ELM ST	2	TRASH & DEBRIS	Open	2/25 RW, In area noticed the trash and debris, Sending Certificate, Follow Up 3/13
20190086	2/26/2019	Robert Watson	138 S ELM ST	2	TRASH & DEBRIS	Open	2/25 RW, In the area noticed trash and debris. Sending Certificate Follow Up 3/13
20190087	2/26/2019	Robert Watson	617 W FRANKLIN	2	TRASH & DEBRIS	Open	2/25 RW, In the area noticed the trash in and out of the building. Certified mail, Follow Up 3/13
20190074	2/25/2019	Robert Watson	504 VIRGINIA AVE	2	TRASH & DEBRIS	Open	2/22 RW, In area noticed trash, wood, cardboard, tarps and other misc debris. Follow Up 3/13
20190075	2/25/2019	Robert Watson	552 FERNWOOD DR	2	TRASH & DEBRIS	Open	2/22 RW, In area, noticed trash, boxes and misc debris. Follow Up 3/13
20190076	2/25/2019	Shannon Brandon	831 S MARKET ST	3	TRASH & DEBRIS	Open	2-25-19 sb Cardboard in the ROW. Certificate, follow up 3-4-19
20190080	2/25/2019	Shannon Brandon	1314 E MAIN ST	3	SIGN VIOLATION	Open	2-25-19 sb Spoke to women running the store about (3) temporary signs advertising cigarettes on the building. Explained that she could not have them and would need to be removed. She said she would tell the owner. Follow up 2-28-19
20190081	2/25/2019	Shannon Brandon	249 S UNION ST	3	SIGN VIOLATION	Open	2-25-19 sb Stopped and talked to Shelly Browning, owner of Dad's Carry-out. I received a complaint concerning temporary signs at this property. I explained that the propane sign, the (2) cigarette signs, the (1) Hunt's Brothers Pizza sign, and the freestanding Lottery sign would need to be removed. She was very upset but said she would remove them. Follow up 3-6-19. 2-25-19 sb Shelly's mom was in the office and spoke with Jim. She was very angry and accused the City of trying to shut down the business. Jim told her an inspector would be out in the next day or so to discuss signage. Jim and I talked and we will be discussing this in our Tuesday meeting.
20190082	2/25/2019	Shannon Brandon	320 E MAIN ST	3	BRUSH LETTER	Open	2-25-19 sb Bunch of brush in yard, along with several fence panels laying in the yard. Certified and certificate, follow up 3-7-19
20190057	2/15/2019	Shannon Brandon	431 HERRLINGER WAY	3	TRASH & DEBRIS	Open	2-14-19 sb Tires, broken concrete blocks, and trash behind garage. Certificate, follow up 2-21-19. 2-21-19 sb Brenda Waters from 433 Herrlinger tel. Trash belongs to 431 Herrlinger Way. Verified with picture, will resend to 431 Herrlinger. Certificate. Follow up 2-28-19
20190058	2/15/2019	Shannon Brandon	254 S UNION ST	3	TRASH & DEBRIS	Open	2-14-19 sb Foam, OSB board, trash behind house. Certified and certificate, follow up 2-25-19. 2-25-19 sb USPS shows delivery 2-19-19. Follow up 2-27-19
20190050	2/13/2019	Shannon Brandon	510 1/2 S MULBERRY ST	3	ZONING PROBLEM	Open	2-13-19 sb Received complaint that Sarah Holter of this address is running a hair salon out of her apartment. I have no Home Occ permit on file. Sending violation letter certificate, copying landlord. Follow up 2-22-19. 2-22-19 sb Letter to landlord came back. Corrected address. Follow up 3-5-19
20190077	2/25/2019	Shannon Brandon	126 W MARKET ST	4	TRASH & DEBRIS	Open	2-25-19 Trash behind house on Peters. Boards, old fencing, washer, more boards. Certificate, follow up 3-4-19
20190078	2/25/2019	Shannon Brandon	116 W MARKET ST	4	TRASH & DEBRIS	Open	2-25-19 sb Trash in between shed and neighbor's garage. Boards, misc. trash. Certificate. follow up 3-4-19
20190079	2/25/2019	Shannon Brandon	412 W MARKET	4	TRASH & DEBRIS	Open	2-25-19 sb Trash behind garage. Old tarps, boards, junk. Certified and certificate, follow up 3-4-19
20190059	2/15/2019	Shannon Brandon	1330 ARCHER DR	4	PROPERTY MAINTENANCE	Open	2-14-19 sb Property maintenance issues. Rotten wood on building needs replaced and painted, downspout hanging, trim needs painted, cupolas are falling apart - need repaired and painted. Certificate, follow up 3-18-19
20190060	2/15/2019	Shannon Brandon	1330 ARCHER DR	4	TRASH & DEBRIS	Open	2-14-19 sb Trash in corner of parking lot, loose trash, board and canopy in trash enclosure, loose trash throughout the property. Certificate, follow up 2-21-19 2-22-19 sb Trash still around the dumpster, and loose trash still down in the corner of the lot. 48 hr notice, follow up 2-27-19
20190061	2/15/2019	Shannon Brandon	1330 ARCHER DR	4	SIGN VIOLATION	Closed	2-15-19 sb Sign in disrepair. Repair or remove part of sign not in use. Follow up 2-22-19. 2-22-19 sb Sign part not in use has been removed. Close.
20190062	2/15/2019	Shannon Brandon	1210 BRUKNER DR	4	TRASH & DEBRIS	Closed	2-14-19 sb Misc. trash around the building. Certificate, follow up 2-21-19. 2-19-19 sb Danny tel. The boards and stuff in the brick enclosure belong to Budget Inn. The broken chair and board have been gotten rid of, the yellow cart is used when doing the daily room cleaning and is dumped everyday. 2-22-19 sb Trash gone. Close.
20190063	2/15/2019	Shannon Brandon	1210 BRUKNER DR	4	OUTDOOR STORAGE	Open	2-14-19 sb Outdoor storage of a tank and misc. items behind dumpster enclosure. Certificate, follow up 3-18-19. 2-19-19 sb Danny tel. He will move the items into his trailer. He said he uses them during the summer on the parking lot.
20190065	2/15/2019	Shannon Brandon	751 W MARKET ST	4	TRASH & DEBRIS	Closed	2-15-19 sb Talked to Kyle the Asst. Mgr. There is a bunch of trash in their detention pond. He said they would get it cleaned up. Follow up 2-20-19. 2-22-19 sb Trash gone. Close.
20190066	2/15/2019	Shannon Brandon	322 W MARKET ST	4	ZONING PROBLEM	Open	2-15-19 sb There is a dumpster on the property in the buffer zone. There was not supposed to be a dumpster used. The permit was approved based on the e-mail from the engineer stating that the owner agreed to using trash carts. Also, the shed on the property was to have been demolished per the plans. The shed is still there and in the buffer zone. Sending violation to remove the dumpster and the shed due to the permit for the re-build being issued to include trash carts and no shed. Certificate. follow up 3-18-19
20190067	2/19/2019	Robert Watson	617 SUMMIT AVE	4	TRASH & DEBRIS	Open	2/19 RW, Complaint about properties, Trsas and Debris, Sending Certificate, Follow Up 3/5
20190068	2/19/2019	Robert Watson	615 SUMMIT AVE	4	TRASH & DEBRIS	Closed	2/19 RW, Complaint about properties with Trash and Debris. Sending Certificate, Follow Up 2/27. 2/26 RW, Cleaned by tenant Closed
20190054	2/15/2019	Robert Watson	505 CRESENT DR	4	TRASH & DEBRIS	Open	2/13 RW, In area, noticed trash behind 2 units. Sending letter Certified, Follow Up 3/5
20190072	2/22/2019	Shannon Brandon	1567 W MAIN ST	5	TRASH & DEBRIS	Open	2-22-19 sb Trash along the side of house. Certificate, follow up 2-28-19
20190052	2/15/2019	Robert Watson	538 LAKE ST	5	TRASH & DEBRIS	Open	2/13 RW, In the area, noticed the trash and debris. Sending certificate, Follow Up 3/5
20190053	2/15/2019	Robert Watson	522 LAKE ST	5	TRASH & DEBRIS	Open	2/13 RW, In the area, property has a lot of trash and debris visible but not sure the status of the property. Sending letter Certified. Follow Up 3/5
20190055	2/15/2019	Robert Watson	529 PENNSYLVANIA AVE	5	TRASH & DEBRIS	Open	2/13 RW, Complaint about the property, Trash, Debris, Door and misc items on the property. Sending letter Certified and follow up 2/27
20190056	2/15/2019	Robert Watson	531 PENNSYLVANIA AVE	5	TRASH & DEBRIS	Closed	2/13 RW, In the area due to other complaint. Trash near alley. Sending letter Certificate Follow Up 2/27. 2/22 RW, removed by owner. Closed

20190071	2/22/2019	Shannon Brandon	4 S STANFIELD RD	6	SIGN VIOLATION	Open	2-22-19 sb Spoke to Carlos Garcia, Superintendent of project. They have several banners on the building advertising BHI General Contracting. There are no permits for the banners. I told Carlos that he needs to get a Construction Sign permit and that he can only have 1 sign. He said he would take care of it 2-25-19. Follow up 2-27-19
20190073	2/22/2019	Shannon Brandon	2303 W MAIN ST	6	TRASH & DEBRIS	Open	2-22-19 sb Trash behind Sakai. Certified and Certificate to statutory agent for owner. Follow up 3-5-19

January 2019

TROY FIRE DEPARTMENT

1528 North Market Street Troy, OH 45373

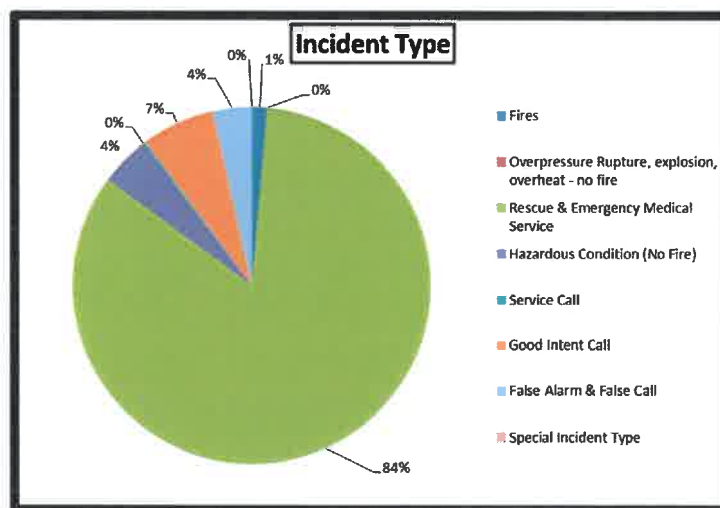
We are proud to serve our citizens and provide these statistics for the month of January for your review.



"Exceeding the Expectations of Our Community"

Monthly Incident Report

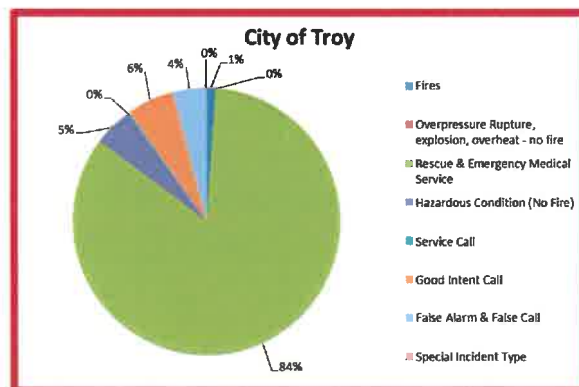
Incident Type	Troy	Concord	Staunton	Lost Creek	Mutual Aid	Total
Fires	4	2	0	0	0	6
Overpressure Rupture, explosion, overheating - no fire	0	0	0	0	0	0
Rescue & Emergency Medical Service	307	28	14	1	3	353
Hazardous Condition (No Fire)	17	1	1	0	0	19
Service Call	1	0	0	0	0	1
Good Intent Call	21	4	3	0	0	28
False Alarm & False Call	15	0	0	0	0	15
Special Incident Type	0	0	0	0	0	0
Totals	365	35	18	1	3	422



Monthly EMS Response Report						
Unit	Troy	Concord	Staunton	Lost Creek	Mutual Aid	Totals
Medic-1	136	15	1	0	2	154
Medic-2	77	4	13	1	0	95
Medic-3	105	8	1	0	1	115
Medic-4	0	0	0	0	0	0
Totals	318	27	15	1	3	364

Monthly Fire Response Report						
Unit	Troy	Concord	Staunton	Lost Creek	Mutual Aid	Totals
Engine-1	93	11	4	1	0	109
Engine-2	9	0	2	0	0	11
Engine-3	18	0	1	0	0	19
Tanker-1	0	0	0	0	0	0
Tower-1	7	0	0	0	0	7
Grass-1	0	0	0	0	0	0
Truck-8	39	1	2	0	0	42
Totals	166	12	9	1	0	188

City of Troy	# Incidents	% of Total
Fires	4	1%
Overpressure Rupture, explosion, overheating - no fire	0	0%
Rescue & Emergency Medical Service	307	84%
Hazardous Condition (No Fire)	17	5%
Service Call	1	0%
Good Intent Call	21	6%
False Alarm & False Call	15	4%
Special Incident Type	0	0%
Totals	365	100%





Community Outreach and Prevention Division

Community outreach is essential to the safety of our citizens.


The Community Outreach and Prevention Division are proud to present our monthly statistics for your review.

"Keeping our Community Safe!"

January Community Outreach Statistics

General Inspections:	55
Re-Inspections:	8
Fire Investigations:	2
Ambulance Responses:	3
Fire Responses:	9
Public Education Events:	1
Public Education Participants:	20
Short Shift Hours:	0
Fire Prevention Permits:	7

March 2019

Sun	Mon	Tue	Wed	Thu	Fri	Sat
					1	2
3	4 Council Meeting 7:00 Council Chambers	5 Park Board 4:00 Council Chambers	6	7	8	9
10	11	12	13 Planning Commission 3:30 Council Chambers	14	15	16
17 	18 Council Meeting 7:00 Council Chambers	19	20 Recreation Board 4:00 Hobart Arena	21	22	23
24	25	26	27 Planning Commission 3:30 Council Chambers	28	29	30
31						

MARCH 2019

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
					OHSAA WRESTLING	OHSAA WRESTLING
OHSAA WRESTLING SNOW DAY	7:15-10:00AM FREESTYLE 2:30-5:00PM TEST SESSION/FREESTYLE 5:15-6:30PM SKATE W/US 6:45-7:35PM SQ H/TR 7:45-8:35PM PW H/TR 8:45-11:00PM MEGA CITY	<i>* UFC 8:30am</i> 7:15-10:00AM FREESTYLE 3:00-3:45PM FREESTYLE 4:00-5:30PM JR CLUB 5:45-6:35PM IP/MITE 6:45-7:35PM PW H 7:45-8:35PM BANTAM 8:45-11:30PM CANES & PUCKS	<i>* UFC 8:30am</i> 7:15-10:00AM FREESTYLE 5:45-6:35PM SQ H 6:45-7:35PM SQ T 7:45-8:35PM PW T 8:45-9:45PM MEGA CITY	7:15-9:00AM FREESTYLE 9:00-9:30AM PRESCHOOL 3:00-3:45PM FREESTYLE 4:00-5:30PM JR. CLUB 5:30-6:45PM SKATE W/US 7:00-7:50PM MITE 8:00-8:50PM BANTAM	7:15-10:00AM FREESTYLE 12:00-2:00PM HOMESCHOOL 2:30-7:00PM FREESTYLE & TSC	7:00-7:50AM MITES 10:15AM-12:15PM TSC
9:00-10:00AM THOMPSON 12:00-2:00PM NEW PATH SKATE 2:30-4:30PM GIRL SCOUTS SKATE 8:00-11:00PM MEGA CITY	7:15-10:00AM FREESTYLE 2:30-5:00PM FREESTYLE 5:15-6:30PM SKATE W/US 6:45-7:35PM SQ H/TR 7:45-8:35PM PW H/TR 8:45-10:15PM RAPP	7:15-10:00AM FREESTYLE 3:00-3:45PM FREESTYLE 4:00-5:30PM JR CLUB 5:45-6:35PM IP/MITE 6:45-7:35PM PW H 7:45-8:35PM BANTAM 8:45-11:30PM CANES & PUCKS	7:15-10:00AM FREESTYLE 1:00-3:00PM HOMESCHOOL 5:45-6:35PM SQ H 6:45-7:35PM SQ T 7:45-8:35PM PW T 8:45-9:45PM MEGA CITY	<i>* UFC 8:30am</i> 7:15-9:00AM FREESTYLE 9:00-9:30AM PRESCHOOL 3:00-3:45PM FREESTYLE 4:00-5:30PM JR. CLUB 5:30-6:45PM SKATE W/US 7:00-7:50PM MITE 8:00-8:50PM BANTAM	SETTING UP FOR CONCERT	FOR KING & COUNTRY
9:00-10:00AM THOMPSON 2:00-4:00PM HONDA FUNDRAISER	7:15-10:00AM FREESTYLE 10:15AM-12:15PM HOMESCHOOL 2:30-5:00PM FREESTYLE 5:15-6:30PM SKATE W/US 6:30-7:15PM INTRO TO HOCKEY 7:30-9:00PM RAPP	7:15-9:30AM FREESTYLE 9:45-11:15AM COOKSON 3:00-3:45PM FREESTYLE 4:00-5:30PM JR CLUB 8:45-11:30PM CANES & PUCKS	7:15-10:00AM FREESTYLE 1:00-3:00PM HOMESCHOOL 3:15-5:15PM MAYOR'S YOUTH COUNCIL 6:00-6:45PM INTRO TO HOCKEY 8:00-9:00PM MEGA CITY	SETTING UP FOR CONCERT	DWIGHT YOAKAM	10:15AM-12:15PM TSC 5:00-7:00PM Lighthouse FUNDRAISER
9:00-10:00AM THOMPSON 2:00-4:00PM VINYARD FUNDRAISER 5:00-7:00PM DELINGER PARTY 8:00-9:30PM MEGA CITY CHAMPIONSHIP	7:15-10:00AM FREESTYLE 2:30-5:00PM FREESTYLE 5:15-6:30PM SKATE W/US 7:30-9:00PM RAPP	7:15-10:00AM FREESTYLE 3:00-3:45PM FREESTYLE 4:00-5:30PM JR CLUB 8:45-11:30PM CANES & PUCKS	<i>* Push</i> 7:15-10:00AM FREESTYLE 1:00-3:00PM HOMESCHOOL 6:00-6:45PM INTRO TO HOCKEY 8:00-9:00PM MEGA CITY	7:15-9:00AM FREESTYLE 9:00-9:30AM PRESCHOOL 12:30-2:30PM ANNA SCHOOL 3:00-3:45PM FREESTYLE 4:00-5:30PM JR. CLUB 5:30-6:45PM SKATE W/US 7:30-9:00PM RAPP	7:15-10:00AM FREESTYLE GLASS OUT 2:30-7:30PM FREESTYLE & TSC START SETTING UP FOR ICE RACING	ICE RACING
<i>* Softball Meeting</i> ICE OFF!!!! <i>5:00pm</i>		NOTES: <i>* BRAVO Room</i>				